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Karen Cahoon

November 27, 2018

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Grace Webster, deceased, et al.

vs.

Edward Orton, Jr. Ceramic Foundation,  
Metropolitan Life Insurance Company

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA

NORTHERN DIVISION

File No.: 2:17-CV-63-D

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KAREN CAHOON, AS EXECUTRIX OF THE )  
ESTATE OF GRACE WEBSTER, DECEASED, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
EDWARD ORTON, JR. CERAMIC FOUNDATION, )  
METROPOLITAN LIFE INSURANCE COMPANY, )  
 )  
Defendants. )

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DEPOSITION OF KAREN CAHOON

DATE: November 27, 2018

TIME: 8:55 a.m. - 1:32 p.m.

PLACE: Fairfield Inn & Suites  
1640 City Center Boulevard  
Elizabeth City, NC 27909

1                                   A P P E A R A N C E S

2

3    For Plaintiff:

4

5                   SIMMONS HANLY CONROY  
6           BY:   DREW SEALEY  
7           Attorney at Law  
8           One Court Street  
9           Alton, Illinois 62002  
10          (618) 259-2222

11

For Edward Orton, Jr Ceramic Foundation:

12

13                   DEAN & GIBSON, PLLC  
14          BY:   AMY C. DRAYTON  
15          Attorney at Law  
16          301 S. McDowell Street  
17          Suite 900  
18          Charlotte, NC 28204  
19          (704) 372-2700

20    Also Present:

21                   NANCY MYERS  
22           Attorney at Law  
23           Appearing Telephonically

24

25                                   -----oOo-----

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## 1 I N D E X

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PAGE

4 KAREN CAHOON

5

Examination by Mr. Sealey

4,201,205

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Examination by Ms. Drayton

58,203

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## E X H I B I T S

11

12

NUMBER

DESCRIPTION

PAGE

13

1

Notice

4

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Photographs

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Report

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1 (Marked as Cahoon Deposition Exhibit  
2 Numbers 1, 2 and 3 for the record.)

3 -----oOo-----

4 KAREN CAHOON,

5 Called as a witness, having been first duly  
6 sworn, was examined and testified as follows:

7 EXAMINATION

8 BY MR. SEALEY:

9 Q Good morning, Karen. This is, again,  
10 an awkward setup as we are sitting here. I'm  
11 looking at your ear.

12 A Oh, let me turn around.

13 Q Okay. Can you, please, state your  
14 full name for the record?

15 A My full name is Karen Grace Saxe  
16 Cahoon.

17 Q And, Karen, what's your date of  
18 birth?

19 A November 21, 1958.

20 Q Okay. And, Karen, have you ever  
21 given a deposition before?

22 A No, I have not.

23 Q Okay. Well, let me go over a couple  
24 of ground rules for you that will apply and Nancy  
25 may -- I'm sorry, Amy may have some things to add

1 here later, but everything that you're saying is  
2 being taken down by the court reporter.

3 **A Okay.**

4 Q So, please, try to make sure to use  
5 verbal answers and not shakes of the head or uh-uhs  
6 or uh-uhs because those look the same when read  
7 back on a transcript. If at any time we need to  
8 take a break, please, let me know, let Amy know,  
9 and we'll be happy to do that. If at any time you  
10 don't understand a question that's being asked,  
11 please ask us to repeat it or rephrase it. I'm  
12 sure there will be poor questions asked at least on  
13 my end. So make sure to ask us to repeat it or  
14 rephrase it. And if at any period of time we're  
15 asking you give us the size of something, if you  
16 could do your best to estimate it as -- maybe even  
17 make a comparison, but using hand gestures and  
18 things like that, can't be taken down on the  
19 written transcript, okay?

20 **A Okay.**

21 Q And a couple of housekeeping issues.  
22 We've marked as Exhibit 1 the notice for today's  
23 deposition, the amended notice of today's  
24 deposition here at the Fairfield Inn in Elizabeth  
25 City, North Carolina. And also just as a

1 housekeeping issue, Amy and I have established that  
2 her appearance here today on behalf of Orton is not  
3 a waiver of any personal jurisdiction motion that's  
4 pending or any affirmative defenses.

5 MS. DRAYTON: Thank you.

6 BY MR. SEALEY:

7 Q Karen, what is your current address?

8 A 1827 Weeksville Road, Elizabeth City,  
9 North Carolina.

10 Q Okay. And you are the daughter of  
11 Grace Holly Webster?

12 A That is correct.

13 Q Okay. And she went by the name  
14 Holly?

15 A That is correct.

16 Q So if I refer to your mother as  
17 Holly, or if I slip up and call her Grace, we'll be  
18 talking about the same person; is that correct?

19 A That is true.

20 Q Okay. And you're actually Holly's  
21 adopted daughter; is that correct?

22 A That is correct.

23 Q How old were you when you were  
24 adopted?

25 A I was adopted at birth.

1           Q       Okay. And what was your father's  
2     name?

3           A       **Victor Lee Saxe, and that's S-a-x-e.**

4           Q       Okay. And is Victor still living?

5           A       **He is not.**

6           Q       Do you have any other siblings?

7           A       **I have a stepsister --**

8           Q       Okay.

9           A       **-- from my mother's second marriage.**

10          Q       Okay.

11          A       **I have a stepbrother from that same**  
12 **marriage.**

13          Q       Okay.

14          A       **They are children of his from his**  
15 **first wife.**

16          Q       Okay.

17          A       **And I have a half sister --**

18          Q       Okay.

19          A       **-- from Victor's second wife.**

20          Q       Okay. Was Victor's marriage to your  
21 mother his first marriage?

22          A       **To best of my knowledge, yes.**

23          Q       Okay. Okay. I guess my question is  
24 that half sister came after you were adopted?

25          A       **That is correct.**



1           Q       Okay.  When were Victor and your  
2   mother divorced, if you know?

3           A       **I was around two.**

4           Q       Okay.  So you don't really have a  
5   memory of ever living with Victor; is that correct?

6           A       **No.**

7           Q       That's correct?

8           A       **That is correct.**

9           Q       Okay.  And then your mother remarried  
10  at some point?

11          A       **She remarried to William Paul**  
12 **Bunnell.**

13          Q       How do you spell Bunnell?

14          A       **B-u-n-n-e-l-l.**

15          Q       Okay.

16          A       **And that was somewhere in second**  
17 **grade.**

18          Q       Okay.  So you would have been eight,  
19  nine, ten?

20          A       **I started at six in first grade.**

21          Q       So seven or eight?

22          A       **Maybe seven or eightish.**

23          Q       Okay.  Okay.  And so William had two  
24  children from a prior relationship?

25          A       **Correct.**

1           Q           Okay. So other than Victor's  
2 daughter after he left the family, and William's  
3 two children from a previous relationship, you  
4 don't have any other siblings?

5           A           That is correct.

6           Q           So growing up from the age of two  
7 until your mother remarried William Paul Bunnell it  
8 was just the two of you?

9           A           That is correct.

10          Q           Tell me about your relationship with  
11 your mom.

12          A           It was very close. We were alone for  
13 a while. It was -- you know, it was us. We -- we  
14 were very, very close. We did everything together.  
15 She was a very giving person. The fact that I was  
16 adopted was never a secret. It was always  
17 something that I knew. There was never any point  
18 in time that I ever felt unworthy, unwanted or  
19 unloved. Even when she married Bunnell, our  
20 relationship stayed strong. We were close. We  
21 went everywhere together. We did things together.  
22 As I was growing up and ended up getting married,  
23 my husband and I -- this was the first time I left  
24 home was when I was 18, and I did not go off to  
25 college. I went to the local university here in

1 Elizabeth City. So there's never been any period  
2 of time that we were apart.

3 Q Go ahead.

4 A When we first married, we lived across  
5 town, but I was still over there all the time.

6 So did that pretty much cover what  
7 you wanted?

8 Q Did -- and when did your mother pass  
9 away?

10 A She passed away July of 2016.

11 Q And do you know what from?

12 A She was diagnosed with advanced  
13 mesothelioma in March of 2016.

14 Q Okay.

15 A And she -- her health drastically  
16 changed and declined. It was difficult for her to  
17 eat, difficult for her to drink, and she --  
18 according to the death certificate, it was a  
19 myocardial infarction or heart attack, but it  
20 was -- I feel brought on by all of the symptoms  
21 that she was having that were related to this  
22 illness.

23 Q Did any of her doctors, to your  
24 knowledge, ever tell you guys what caused her  
25 mesothelioma?

1           **A**           Only that she had to have been  
2   **exposed to asbestos.**

3           **Q**           Let's talk about that. What  
4   primarily did your mother do for a living?

5           **A**           She was a ceramic teacher.

6           **Q**           And do you know approximately when  
7   she got into ceramics?

8           **A**           The first house that I lived in, we  
9   left somewhere around -- when I was around the age  
10   of ten.

11          **Q**           Okay.

12          **A**           And --

13          **Q**           Sorry. That would have been about  
14   1968?

15          **A**           Yes.

16          **Q**           Okay.

17          **A**           We moved to a new home.

18          **Q**           Okay.

19          **A**           And it was right after that, that  
20   they began to remodel the garage area of that  
21   house.

22          **Q**           Okay.

23          **A**           And turned it into a ceramic studio  
24   for her.

25          **Q**           Who is they?

1           A           I'm sorry, her and Bunnell.

2           Q           Okay. And is that approximately the  
3 time they were married?

4           A           Got to go back a little bit further  
5 because they married somewhere when I was in the  
6 second or third grades so--

7           Q           Okay. So maybe '65, '66?

8           A           Yeah, maybe so.

9           Q           Okay. What was the address of that  
10 home that they moved -- that you all moved to in  
11 1968?

12          A           Oh, 17 something Weeksville Road.

13          Q           Okay.

14          A           The address changed multiple times  
15 because Elizabeth City has been trying -- at that  
16 time was establishing 9-1-1 districts and, you  
17 know, changing addresses.

18          Q           That --

19          A           It was a route number and then it  
20 went to the Weeksville Road number.

21          Q           Okay.

22          A           It's just down the road from where I  
23 live currently.

24          Q           Okay. Is that home still standing,  
25 to your knowledge?

1           **A       No, it is not.**

2           **Q       How long did your mother stay in that**  
3     **home?**

4           **A       She stayed in that home until my**  
5     **husband built her home on the farm next to our**  
6     **home, and I believe that was around '91 or '92.**

7           **Q       So approximately from 1968 until**  
8     **approximately 1991 or '92 your mother lived at that**  
9     **Weeksville Road address in Elizabeth City?**

10          **A       Correct.**

11          **Q       Okay. Sorry. We kind of digressed**  
12     **there. You were talking about how when they moved**  
13     **to that home your stepfather and mother had the**  
14     **garage converted?**

15          **A       (Nods head.)**

16          **Q       And what was it converted into?**

17          **A       A ceramic studio.**

18          **Q       Okay.**

19          **A       The front part was where she had all**  
20     **of her tables where people would sit.**

21          **Q       Okay.**

22          **A       And the back was a -- just a little**  
23     **narrow place maybe five feet wide by maybe 10 feet**  
24     **long.**

25          **Q       Okay.**

1           A           And that's where she would have her  
2   students place their ceramics that they were  
3   working on on shelves so that they could be fired  
4   in the kilns that were also back there.

5           Q           Okay.

6           A           And there were two kilns.

7           Q           Okay. Are you aware, or do you  
8   recall any involvement on behalf of mother in  
9   ceramics prior to moving to that address, or is  
10   that kind of your first memory of ceramics?

11          A           No. She was actively involved taking  
12   classes --

13          Q           Okay.

14          A           -- learning how to do ceramics --

15          Q           Okay.

16          A           -- at a local ceramic studio. I say  
17   local. It was based in Newland, which is still a  
18   part of Pasquotank County, probably 20 minutes  
19   away.

20          Q           Do you recall the name of that  
21   studio?

22          A           Stu-doodle, S-t-u dash d-o-o-d-l-e.

23          Q           So she was taking it -- classes at  
24   Stu-doodle, and then ultimately she became a  
25   teacher of ceramics?

1           A           She got her own little --

2           Q           Certificate of --

3           A           -- certificate of, you know, being a  
4 teacher of ceramics.

5           Q           Okay.

6           A           And she began giving classes.

7           Q           Okay. When she was taking those  
8 classes at Stu-doodle, did you ever participate in  
9 any of the classes?

10          A           I did. I did.

11          Q           When is the first time you can recall  
12 participating in those classes with your mother?

13          A           I really don't have an accurate time  
14 for that.

15          Q           Okay.

16          A           I mean, I can say that I remember it  
17 was right around the time that, you know, we were  
18 in the process of moving.

19          Q           Okay.

20          A           I just can't give you an accurate  
21 date.

22          Q           Sure.

23                      Okay. So sometime in the late '60s  
24 or perhaps early '70s?

25          A           Correct. That would be reasonable.



1           Q       Okay. How often would you estimate  
2       that you would perform ceramics with your mother?

3           A       Once the studio was up and working at  
4       the house -- I won't say all the time, but I will  
5       say that it was extremely frequent. I was in and  
6       out of there. I would paint things and have things  
7       fired, and I would have -- my friends came over.  
8       They were also participants.

9           Q       Okay.

10          A       I would say if you wanted to look at  
11       it on a seven day week, reasonably at least five  
12       days a week with her.

13          Q       Okay. And you said once that studio  
14       was up and running. Do you remember how long it  
15       took to get that garage converted to get the studio  
16       up and running?

17          A       No, I do not.

18          Q       Okay. Is it reasonable that maybe  
19       sometime still in the late '60s or early '70s that  
20       studio was up and running?

21          A       I would say yes. It was -- to me, it  
22       seem like it happened quickly --

23          Q       Okay.

24          A       -- in a short amount of time.

25          Q       You indicated then that your mother

1     started teaching ceramic classes?

2           **A       Correct.**

3           Q       Do you know who she was teaching for?

4           **A       She taught for College of the**

5 **Albamarle --**

6           Q       Okay.

7           **A       -- through their adult continuing**  
8 **education program. Ceramic classes were offered**  
9 **through the college, but they were conducted at our**  
10 **residence, at her studio. That's where they did**  
11 **it.**

12          Q       Okay. So all of your mother's  
13 teachings took place in the studio that you alluded  
14 to, the converted garage?

15          **A       Yes. Yes.**

16                   And then she had -- she had like open  
17 classes where anyone could come and work. She just  
18 had hours --

19          Q       Like for the community?

20          **A       Yeah.**

21          Q       Okay. So essentially what you guys  
22 were doing at Stu-doodle, could now be -- you could  
23 come do it at your mother's studio?

24          **A       That is correct.**

25          Q       Okay. Do you remember approximately

1     when she began teaching for the College of the  
2     Albamarle? I am going to screw that up a million  
3     times.

4             **A           No. I really can't give you a date**  
5     **on that one.**

6             Q           Okay. Did -- do you know how long  
7     she continued to teach for them? Like did she  
8     ultimately retire?

9             **A           Other than me saying it was a long**  
10    **time.**

11            Q           Okay.

12            **A           That's really all I can -- I really**  
13    **don't have a specific date for that because she**  
14    **continued to have these classes all the time, you**  
15    **know.**

16            Q           Okay. Even her outside teaching for  
17    the College of the Albamarle?

18            **A           Yes. Yes.**  
19                       **That was like supplemental --**

20            Q           Okay.

21            **A           -- to her other community based**  
22    **classes.**

23            Q           Okay. Do you know how many days a  
24    week she was teaching classes for the College of  
25    the Albamarle?

1           **A**           I cannot say for sure. I do know  
2   that she had classes two or three times a week in  
3   the morning and some of them were in the evening as  
4   well.

5           **Q**           Okay.

6           **A**           May be the same time two or three  
7   times a week in the evening as well as during the  
8   day.

9           **Q**           Okay. So you believe she taught  
10 between four and six classes a week for the College  
11 of the Albamarle, and then she also had these other  
12 classes or sort of open --

13          **A**           To the best of my memory, yes.

14          **Q**           Okay. I want to talk to you a little  
15 bit more specifically about the ceramics work. Do  
16 you know what a pyrometric cone is?

17          **A**           I do.

18          **Q**           Okay. Can you explain that to the  
19 ladies and gentlemen of the jury?

20          **A**           The pyrometric cones are -- they're  
21 small, may be no more than an inch long. They are  
22 triangular shaped, wider base, more narrow at the  
23 top.

24          **Q**           Okay.

25          **A**           These cones were used in the firing

1 process with the kilns. The cone would be placed  
2 in the kiln prior to the firing. It sat on a --  
3 what looked like -- would be like a two prong  
4 device --

5 Q Okay.

6 A -- with a third device over top of  
7 it. So that top device would open. You'd slip the  
8 cone onto the two prongs.

9 Q Okay.

10 A And then the top piece would rest on  
11 top of the cone.

12 Q Okay.

13 A So the cone was kind of nestled into  
14 this carrier case. I mean, just little --

15 Q So these three prongs themselves  
16 almost form like a triangle?

17 A Similar. Yes.

18 Q Okay.

19 A And then when the kiln -- I'm sorry.  
20 Go ahead.

21 Q I was going to say so what was the  
22 purpose of setting the pyrometric cone on those?

23 A The pyrometric cones were designed to  
24 help regulate the temperature within the kiln.

25 Q Okay.

1           A           When the kiln was firing at very high  
2   temperatures, that cone would react to the  
3   temperatures. At some point in the firing process,  
4   that cone would bend or break on that platform.

5           Q           Okay.

6           A           And that would trigger the kiln to  
7   shut off.

8           Q           Okay.

9           A           That it had reached its correct  
10   temperature inside the kiln.

11          Q           Okay. Do you know who made -- excuse  
12   me -- you almost lost me there. Do you know who  
13   made the pyrometric cones that your mother used?

14          A           She used Orton, O-r-t-o-n, cones.

15          Q           How do you know that?

16          A           I was with her when she purchased  
17   them. I was constantly looking at them.

18          Q           Okay.

19          A           I fired with them.

20          Q           Okay. Are you aware if your mother  
21   used any other sort of pyrometric cone, any other  
22   brand?

23          A           I do not believe she ever did.

24          Q           How do those Orton cones come  
25   packaged?

1           **A           They were in a box.**

2           **Q           Okay.**

3           **A           I'm terrible with sizes.**

4           **Q           Yeah. You're kind of gesturing with**  
5           **your hands there.**

6           **A           I know. I know. That's what I'm**  
7           **doing here. I would say that they were maybe --**  
8           **maybe an inch tall, and maybe a -- two inches --**  
9           **two inch by two inch. Between two and three**  
10          **inches.**

11          **Q           Okay.**

12          **A           Pretty much square.**

13          **Q           Was there a name on the box?**

14          **A           Yes.**

15          **Q           What did it say?**

16          **A           Orton.**

17          **Q           Okay. Do you recall any logos on**  
18          **those boxes?**

19          **A           I really don't. The writing on the**  
20          **box for Orton was large and everything else was,**  
21          **you know, much smaller. So if you looked at the**  
22          **box, it was the name Orton that was predominant.**

23          **Q           Okay. What about the cones**  
24          **themselves? What did they look like? You describe**  
25          **them as a triangular shape, about an inch long.**

1 Did they have a particular color?

2           **A           It seems like most of them were like**  
3 **a reddish, brownish coloring.**

4           Q           Okay. Do you know what those cones  
5 themselves were made of?

6           **A           No, I do not.**

7           Q           Were the cones just sitting in these  
8 boxes themselves, or were they packaged in any sort  
9 of material?

10          **A           They were packaged in vermiculite.**

11          Q           Do you know approximately how many  
12 cones were in a box?

13          **A           I believe it was 50.**

14          Q           Did you ever observe your mother  
15 removing these cones to be used in the kilns?

16          **A           Absolutely.**

17          Q           Okay. Did you yourself also remove  
18 cones?

19          **A           Yes, I did.**

20          Q           Can you describe that process to me  
21 of removing cones from this vermiculite material?

22          **A           You would open the box, and stick**  
23 **your hands in the box with the vermiculite, move it**  
24 **around, find yourself a cone, and lift it out.**

25          Q           Okay.



1           **A**           Or she would not want to play with  
2   digging around in the box, and she many times would  
3   take the box and dump it out in like a tray --

4           **Q**           Okay.

5           **A**           -- or a larger bowl so it was just  
6   easier to put her hands on it.

7           **Q**           Okay. When you would be fishing  
8   around in that vermiculite material, could you see  
9   visible dust generated from that?

10          **A**           Oh, yeah.

11          **Q**           When your mother would dump the  
12   material out onto a tray, could you see visible  
13   dust generated from that?

14          **A**           Yes.

15          **Q**           I want to talk to you a little more  
16   about the studio itself. You've indicated that you  
17   aren't very good at sizes so this might be an  
18   exercise in futility. But you indicated that there  
19   was sort of a -- maybe a classroom portion and an  
20   area where the actual kilns were themselves?

21          **A**           Correct.

22          **Q**           Okay. Do you recall how many kilns  
23   your mother had at any given time?

24          **A**           Two.

25          **Q**           Was it always two?

1           A           To best of my knowledge, yes.

2           Q           Okay. Can you tell me approximately  
3 how big is the classroom area? And I'm using  
4 classroom area. Is that a good term or should --

5           A           Yes, that would be fine.

6           Q           Okay.

7           A           She had tables like these. A little  
8 wider than this. So what is this?

9           Q           So about two feet?

10          A           Yeah, about two feet. Somewhere  
11 between two and three foot. And they were in like  
12 a circular pattern around this garage or in this  
13 garage area that's converted.

14          Q           Okay.

15          A           So she could -- so the chairs were on  
16 the outside of the table area, and she could be on  
17 the inside.

18          Q           Okay.

19          A           So she had access to the students  
20 that were doing their ceramics. If they asked her  
21 questions, she could easily move from one to the  
22 other without having to walk around behind chairs.

23          Q           So the tables were situated as such  
24 that it created a circle and your mother would  
25 stand in the middle and essentially students could

1 be looking across at another student?

2 **A Correct.**

3 Q Through your mother?

4 **A Correct.**

5 Q Okay. This area where the kilns were  
6 located, was it -- you talked about it as kind of  
7 being a back room. Was it isolated from this  
8 teaching area?

9 **A Yes, it was.**

10 Q Did it have four walls?

11 **A Essentially, yes.**

12 Q Okay. Was there a door leading to  
13 that area?

14 **A Yes, there was a door.**

15 Q Okay. You described it as  
16 approximately five foot by ten foot?

17 **A Yes.**

18 Q Okay. There were shelves?

19 **A Yes. When you were standing in the  
20 ten foot area --**

21 Q Okay.

22 **A -- look towards the end --**

23 Q Okay.

24 **A -- the kilns were located in the  
25 upper right-hand corner --**

1 Q Okay.

2 A -- side by side.

3 Q Okay.

4 A There was a workbench --

5 Q Okay.

6 A -- along that sidewall on the right.

7 Over on the left were shelves where students would  
8 place their ceramic pieces to be fired.

9 Q Okay.

10 A So she moved from the shelf to the  
11 kilns, to the shelf, to the kilns, and it was right  
12 there in that small space.

13 Q Okay. Do you recall where these  
14 Orton Pyrometric Cones were stored?

15 A On that workbench.

16 Q Okay. In that back area?

17 A In that back area on that workbench  
18 area.

19 Q Okay. Did that work area have a door  
20 that opened and closed?

21 A It had a door on the opposite end  
22 that went out to the backyard.

23 Q Okay. Did that room have any  
24 windows?

25 A No.

1           Q       Was there any sort of ventilation or  
2 exhaust fan?

3           A       No.

4           Q       You talked about your mother fishing  
5 around for these Orton cones and then also dumping  
6 them out onto a tray or into a larger bowl. Was  
7 all of that done in this small five by ten area?

8           A       Yes.

9           Q       You talked about your mother teaching  
10 potentially two to three classes during the day --  
11 during the week, and then two or three classes at  
12 night during the week. Do you know approximately  
13 how many students were in each class?

14          A       All I can remember, truly, is that it  
15 was full of people.

16          Q       Okay. Did you ever attend any of  
17 those classes with her?

18          A       I did.

19          Q       How often would you attend those  
20 classes that your mother taught?

21          A       Quite often.

22                   You know, I'd go out there and work  
23 on a piece and go back in the house. Go out there  
24 and see what was going on, sit down, do a little  
25 something and go in the house.

1           Q       So you had free reign to come and go  
2 as you pleased?

3           **A       Correct.**

4           Q       You describe the pouring out of these  
5 Orton cones and the vermiculite that they were  
6 packed in. Would your mother have to clean up any  
7 of that packaging material after she had removed  
8 any of the cones?

9           **A       If she poured it out, she emptied a**  
10 **box. She usually left it there --**

11          Q       Okay.

12          **A       -- or whatever she poured it into**  
13 **until all of the cones were used.**

14          Q       Okay. And once all of the cones were  
15 used, how would she clean up that vermiculite  
16 material?

17          **A       Take the tray or the bowl and just**  
18 **using her hand brush it off (demonstrating).**

19          Q       Okay.

20          **A       Scrape it out. Dump it in the trash.**  
21 **A lot of times pieces of it would end up on the**  
22 **floor.**

23          Q       Okay. You were kind of just  
24 gesturing with your hands. So she would sweep it  
25 off with her hands and kind of rub her hands

1 together?

2 A Oh, yeah. Yes.

3 Q Okay.

4 A You know, making that motion of  
5 wiping off her hands (demonstrating), or wiping off  
6 the countertop, the table with her hand brushing it  
7 off.

8 Q Okay. When you observed your mother  
9 do that, did that create visible dust?

10 A Yes.

11 Q When any of that vermiculite material  
12 was swept onto the floor and had to be cleaned up,  
13 what would your mother use to clean it up off the  
14 floor?

15 A She would use a broom and small dust  
16 pan and get down.

17 Q Okay.

18 A You know, next to the floor and sweep  
19 it in there.

20 Q Did that create visible dust?

21 A Yes.

22 Q And then the process of actually  
23 pouring that material into a trash, did you ever  
24 observe that process?

25 A Yes.

1 Q Did that create visible dust?

2 A Yes.

3 Q How often would you say you observed  
4 your mother in those dusty conditions?

5 A I'm not sure how to put a number on  
6 that because if she was firing, which seemed to be  
7 almost all the time, then her being in those  
8 conditions goes hand and hand with that. So I  
9 don't know how to put a number on that.

10 Q Okay. That's fair.

11 So your recollection is if she wasn't  
12 in that classroom teaching, she was back there  
13 firing?

14 A Yes.

15 Q Was anyone else allowed to fire those  
16 kilns other than your mother?

17 A I was.

18 Q Anyone else?

19 A No.

20 Q So any time those kilns had to be  
21 fired it was either you or your mother doing that  
22 work; is that correct?

23 A Correct.

24 Q That back area that you described,  
25 would you say it was poorly ventilated or not



1 ventilated at all?

2           **A           There were no fans or anything like**  
3 **that. So I would say poorly.**

4           Q           And that vermiculite material that  
5 your mother would dump out can sit there for hours  
6 or days?

7           **A           Absolutely. More like days.**

8           Q           You indicated that you would go with  
9 your mother from time to time to purchase some  
10 ceramic supplies. Is that accurate?

11          **A           That is correct.**

12          Q           Okay. Where would you go purchase  
13 ceramic supplies?

14          **A           Stu-doodle in Newland.**

15          Q           Okay. Is that where these Orton  
16 Pyrometric Cones were purchased?

17          **A           Yes.**

18          Q           To your knowledge, is that the only  
19 place that your mother ever purchased pyrometric  
20 cones?

21          **A           To my knowledge, yes.**

22          Q           Did your mother shop at any other  
23 ceramic supply stores?

24          **A           There was a ceramic studio located up**  
25 **in Virginia on Witchduck Road. I remember that.**

1 Q Okay.

2 A And we would go up there. Primarily,  
3 I remember us purchasing molds --

4 Q Okay.

5 A -- and greenware.

6 Q Okay. So it's your testimony your  
7 mother would never purchase Orton Pyrometric Cones  
8 from that location?

9 A Not to my knowledge.

10 Q On how many occasions do you believe  
11 you were with your mother when you observed her  
12 purchasing Orton Pyrometric Cones from Stu-doodle?

13 A I would estimate 50 to 75 percent of  
14 the time.

15 Q And when your mother would purchase  
16 pyrometric cones, would you be able to tell me how  
17 often she would purchase those from Stu-doodle?

18 A She would make weekly or biweekly  
19 trips to Stu-doodle.

20 Q Okay.

21 A And I would say that her Orton cone  
22 purchases would be at least monthly.

23 Q Okay. And based on your observation,  
24 would you know how many boxes she would buy at a  
25 given time when she would purchase Orton cones?

1           A       I don't remember there being huge  
2 quantities.

3           Q       Okay.

4           A       So let's say maybe one or two boxes  
5 at a time.

6           Q       Okay. Would you know how --  
7 approximately how long a box of Orton cones would  
8 last for your mother in her studio?

9           A       She would be close to running out of  
10 cones by the time she would go purchase some more.

11          Q       Okay.

12          A       She never let herself run out of  
13 them.

14          Q       Okay. So she kept sort of a supply,  
15 but would replenish regularly?

16          A       Right, replenish regularly.

17          Q       We talked about -- you describe the  
18 packaging of the Orton cones. Did you ever notice  
19 if the material that the Orton cones were packaged  
20 in ever changed?

21          A       While I was helping her, no, I did  
22 not.

23          Q       Okay.

24          A       However, when I took the photographs  
25 of the boxes that we had, I noticed that some of

1     **them were packaged in foam.**

2             Q           Okay. Why don't we talk about that.  
3     I've marked here what's -- an exhibit that's been  
4     marked Cahoon Number 2.

5             **A           Okay.**

6             Q           Can you thumb through those quickly?  
7     And can you tell me, first of all, what is Exhibit  
8     2?

9             **A           These are a series of photographs**  
10    **that I have taken.**

11            Q           Okay.

12            **A           And they were taken at the -- taken**  
13    **from the residence that she lived at from '92 until**  
14    **her death.**

15            Q           Okay.

16            **A           And that property is at Afton Farms,**  
17    **and it is the same property that I live at, and the**  
18    **house number 1827 Weeksville Road.**

19            Q           Okay. So you took those photographs?

20            **A           I did.**

21            Q           Okay. And can you tell me  
22    approximately when those photographs were taken?

23            **A           I believe it was in January of this**  
24    **year.**

25            Q           Okay. And that's 2018?

1           **A       Yes.**

2           **Q       Okay. And you indicated that these**  
3           **materials were located at her residence. Where in**  
4           **her residence were these materials located?**

5           **A       There was an old building that we**  
6           **turned into a shop area.**

7           **Q       Okay.**

8           **A       And this is where she continued**  
9           **ceramics in the early '90s.**

10          **Q       Okay.**

11          **A       And this building was not attached to**  
12          **the home.**

13          **Q       Okay.**

14          **A       But her portion of it -- it was**  
15          **divided up in sections. Her portions of it**  
16          **consisted of three rooms. She had an office, a**  
17          **classroom and then this work room.**

18          **Q       Okay. And is that building still**  
19          **standing?**

20          **A       It is.**

21          **Q       Okay. So if you could pick -- just**  
22          **tell us what is depicted there in page 1 of Exhibit**  
23          **2?**

24          **A       Okay. On page 1 this is an overall**  
25          **photograph of the work room --**

1 Q Okay.

2 A -- showing the molds that she used in  
3 her ceramics, the trays that she would use.

4 Q Okay. When you talked about your  
5 mother dumping out this vermiculite packing and  
6 these cones from Orton boxes, would it be on one of  
7 those trays that's depicted there in the middle  
8 of --

9 A Yes. At some point I remember her  
10 using those trays to do that.

11 Q Okay. What's depicted there on page  
12 2.

13 A On page 2, this is another shot of  
14 the molds --

15 Q Okay.

16 A -- and her inventory.

17 Q Okay. And page 3.

18 A Page 3 is a shelf that is right next  
19 to where the location -- right next to where the  
20 kilns are located.

21 Q Okay.

22 A This --

23 Q And there is like a plastic tub?

24 A Yep. The sterilite box was on that  
25 shelf.

1 Q Okay.

2 A So -- and just miscellaneous things  
3 in and around the area because it became basically  
4 a storeroom of junk after she stopped doing  
5 ceramics.

6 Q Do you know a date or a time  
7 approximately when your mother stopped performing  
8 ceramics work?

9 A Other than into at least until 2000,  
10 but I really -- I would be guessing --

11 Q Okay. Fair enough.

12 A -- if I go any further than that.

13 Q Okay. The fourth page of the exhibit  
14 there.

15 A Yes. On this page, this shows the  
16 two kilns.

17 Q Okay. So there's --

18 A A small one and the larger one is in  
19 the back.

20 Q They are covered by some other  
21 materials on top?

22 A They are covered by just stuff.

23 Q Okay. Okay.

24 A This picture shows that --

25 Q This is page 5.

1           **A**           Page 5, the same sterilite box. And  
2   as you can see, they are full of Orton cones.

3           **Q**           And is that how you found the box  
4   when you went into your mother's storeroom?

5           **A**           Yes. Yes.

6           **Q**           Okay. And then page 6 it looks like  
7   all of those Orton cones were laid out?

8           **A**           Yes.

9                        I was in -- I was packaging these up  
10   for shipping to the -- excuse me, shipping to the  
11   testing lab.

12          **Q**           Okay.

13          **A**           So I was trying to be very  
14   meticulous --

15          **Q**           Sure.

16          **A**           -- in laying them out and showing  
17   what was there.

18          **Q**           And how many boxes were depicted in  
19   that picture? Eighteen?

20          **A**           There's 18 boxes. And there were  
21   three little plastic bags.

22          **Q**           Okay. Is that all of the cones that  
23   you found on -- in your mother's property?

24          **A**           Yes.

25          **Q**           Okay. And you just indicated that it



1     wasn't until you found these boxes and opened them  
2     that you noticed that some of the cones were  
3     actually packaged in styrofoam?

4             **A           In a foam. And I really didn't**  
5     **remember that.**

6             Q           Okay. You don't ever remember, in  
7     your experience, removing cones from styrofoam?

8             **A           No.**

9             Q           Okay.

10            **A           I always was using these -- this**  
11   **packaging technique.**

12            Q           Are these Orton cones and associated  
13   vermiculite depicted in these pictures, is that  
14   what the material that you can recall working  
15   with --

16            **A           Yes.**

17            Q           -- when you performed ceramics with  
18   your mother?

19            **A           Yes.**

20            Q           And, again, these are just more  
21   pictures of different boxes that are open?

22            **A           Yeah. They were just the same boxes,**  
23   **and I just took the pictures, an up close**  
24   **photograph showing the cones. These happen to be**  
25   **number 22 cones.**

1           Q       Okay. Do you know why there's a  
2 designation number 22, and I see a box here in the  
3 middle, one that says 05?

4           A       Those were the numbers on the cones,  
5 and those numbers represented the firing  
6 temperatures.

7           Q       Okay.

8           A       So these cones were designed to  
9 react -- excuse me, at different temperatures. And  
10 when I say react --

11          Q       Are you okay? Do you want to take a  
12 quick break?

13          A       I am so sorry.

14          Q       Do you want to take a quick break, or  
15 are you okay?

16          A       I'm okay.

17          Q       Okay.

18          A       If you all don't mind me hacking and  
19 coughing here.

20          Q       I think we are all going through it.

21          A       The -- when I say the cones react to  
22 them, when the cones are placed in the kiln in that  
23 three prong holder that is there, the cone will  
24 begin to melt, break, bend when the temperature has  
25 reached a certain point.

1 Q Okay.

2 A So each of these different numbered  
3 cones would react at different temperatures.

4 Q I see.

5 So not all cones are created equally?

6 A No, they are not.

7 Q Okay. And I see that in this picture  
8 it looks like some of the cones have different  
9 colors. Was that associated with the numbers, to  
10 your knowledge?

11 A You know, I really don't remember.  
12 Off the top of my head when you asked me earlier  
13 what did they look like, I was stuck on the darker  
14 color --

15 Q Okay.

16 A -- but in these I can -- you know,  
17 you can see that they are different colors.

18 Q Okay. But you don't associate a  
19 particular color with a particular number  
20 designation?

21 A No, I really don't.

22 Q Okay. Fair enough.

23 A This box I took a picture of  
24 because --

25 Q That's page -- wait one second.

1 That's page 10 of Exhibit 1 (sic)?

2 **A Page 10. I took this picture because**  
3 **it specifically said that it came from Stu-doodle.**

4 Q Okay. The place where you can recall  
5 purchasing all of these cones with your mother?

6 **A Yes.**

7 Q Okay.

8 **A This is the box that I shipped them**  
9 **in. I packaged in this box, plastic tub.**

10 Q Okay. That's page 11. And these are  
11 more pictures of the same?

12 **A More pictures of that where I put the**  
13 **lid on it.**

14 Q So pages 11 through pretty much the  
15 end of this document depict you packaging this up  
16 for shipment?

17 **A Correct.**

18 **At each point that I did anything to**  
19 **it, I took a picture of, signed my name all around**  
20 **the box.**

21 Q And here there is a picture that says  
22 at the top -- or you can read to me what it says.

23 **A I can. This is MVA Scientific**  
24 **Consultants Chain of Custody Form.**

25 Q Okay. And is that a form that you

1 enclosed with these Orton cones?

2 A It is.

3 Q Okay.

4 A It is. And the envelope that I  
5 enclosed with it.

6 Q And what's the date on that form?

7 A 1/23/2018.

8 Q Okay. So was that approximately when  
9 these pictures were taken?

10 A Yes.

11 Q Okay. And they were sent to MVA on  
12 that same day --

13 A Yes.

14 Q -- or thereabouts?

15 A Or thereabouts.

16 Q Okay.

17 A When I put it in the envelope, I  
18 signed the back of it.

19 Q Okay.

20 A I've never done anything for a chain  
21 of custody. I may have gone overkill on this, but  
22 I made sure that there was -- you know, I made sure  
23 that I tried to do everything I was supposed to do  
24 with it.

25 Q Okay.

1           **A**           Then I boxed that box in another one,  
2   and packaged it, closed it, taped it, initialled  
3   it.

4           **Q**           Probably no such thing as overkill  
5   when it comes to chain of custody.

6           **A**           Well, I don't know.

7           **Q**           Okay.

8           **A**           And then that was the final product  
9   when it had the mailing address on it.

10          **Q**           Okay. Thank you.

11                       I'm also handing you what's been  
12   marked as Plaintiff's Exhibit -- or Cahoon Number  
13   3. And have you ever seen this before, this  
14   document?

15          **A**           I have.

16          **Q**           Okay. And do you know what Exhibit 3  
17   is?

18          **A**           Exhibit 3 is the report of the  
19   results from the boxes that I sent where it was  
20   being analyzed for asbestos.

21          **Q**           Okay. And can you turn to page 3 of  
22   that report?

23          **A**           Yes.

24          **Q**           And about halfway down the page under  
25   conclusions can you read that first sentence for

1 me?

2           **A**           It says, "Nine of the fourteen  
3 vermiculite packed Orton Pyrometric Cones boxes  
4 contained fibers consistent with Libby amphibole  
5 mineral fibers."

6           **Q**           Is that something you would have  
7 liked to have known when you and your mother were  
8 working with ceramics throughout her lifetime?

9           **A**           Yes.

10          **Q**           Can we turn to page 6 of that  
11 document?

12          **A**           Okay.

13          **Q**           And you see in the middle, can you  
14 read what the middle picture shows me on page 6?

15          **A**           In the middle it says, "Warning.  
16 Keep out of reach of children" -- exclamation  
17 point, "cone numbers 022, 021 and 020, contain lead  
18 compounds which may be harmful if swallowed."

19          **Q**           That warning doesn't include anything  
20 about asbestos, correct?

21          **A**           No, it does not.

22          **Q**           Okay. And then below in picture  
23 three, can you read what that says?

24          **A**           It says, "Important notice to  
25 purchaser. Orton Pyrometric Cones will be replaced

1     **if defective in manufacture, labeling or packaging.**  
2     **Except for such replacement the sale of Orton**  
3     **Pyrometric Cones is without other warranty or**  
4     **liability. User shall determine the suitability of**  
5     **this product for the intended use, and assume all**  
6     **risk and liability in connection therewith."**

7             Q         Based on your recollection, are those  
8     the same warnings and notices to purchaser on all  
9     of these boxes of Orton cones?

10            A         **As far as I know, yes.**

11            Q         Okay. Did you expect that there was  
12     any risk or liability in connection with the use of  
13     Orton cones throughout you and your mother's work  
14     with ceramics?

15            A         **Absolutely not.**

16            Q         If there was a risk of harm or  
17     liability, would you expect them to inform you of  
18     such?

19            A         **I would have expected that would have**  
20     **been the responsibility of Orton.**

21            Q         Throughout that entire period of time  
22     from approximately the late 1960s to early 1970s  
23     until your mother ceased performing ceramics work  
24     in sometime maybe in the late '90s or around 2000,  
25     did you ever see any warnings about the hazards of



1 asbestos on any of the packaging?

2 A Not to my recollection.

3 Q Okay. During that same period of  
4 time from the late '60s or early 1970s until your  
5 mother stopped performing ceramics work, did you  
6 have any idea that these materials were hazardous  
7 to your health or to her health?

8 A No.

9 Q Tell me about how you learned that  
10 your mother had mesothelioma.

11 A In late winter, early spring she  
12 was -- she complained that -- of -- okay. Late  
13 winter, early spring 2015, she complained that she  
14 was having problems catching her breath, and I said  
15 well, let's go to the doctor. She said, well, you  
16 know, I think it's up here in my sinuses,  
17 indicating her face around her nose. And she said  
18 I'd like to go to an ENT. So that is what we did.  
19 The ENT, ear, nose and throat checked her, and said  
20 there are no issues that are related to me.

21 Q Okay.

22 A So then we went to a pulmonologist.  
23 He examined her. He said you probably -- not  
24 probably. He said you have COPD, and I'm going to  
25 put you on oxygen, and that is what happened.

1 Q Okay.

2 A So through summer of 2015 she was on  
3 oxygen 24/7. She had a floor concentrator unit in  
4 the home, and she had small portable containers  
5 that she used away from the home. As we moved into  
6 the fall of 2015, she was noticeably going  
7 downhill. And what I mean by that is there was a  
8 significant weight loss. There was a significant  
9 lack of energy, and she was beginning to complain  
10 about not wanting to eat. And her reasoning behind  
11 that was she could only eat a little bit before she  
12 would feel very full.

13 Q Okay.

14 A So in -- all through this time we  
15 have been going back and forth to the pulmonologist  
16 on regular visits. You know, checking her out, and  
17 keeping her on the oxygen, and no change in any of  
18 his treatments, diagnosis or anything.

19 Q Okay.

20 A As we moved into December --  
21 November, December of 2015, she -- I became more  
22 concerned because I could really see her decline  
23 related to the weight and the not eating and the  
24 general lethargy. So I said let's go see the  
25 primary. We went to the primary. She told the

1     primary -- first time I had heard it was that she  
2     was having pains over here on her side  
3     (indicating). So at that point the primary wanted  
4     a CAT scan, thinking that, you know, there could be  
5     a problem. Did a CAT scan, and that CAT scan  
6     showed a significant amount of fluid in the lung.  
7     While they weren't doing the CAT scan of the lung,  
8     they captured the bottom portion of that lung, and  
9     saw that was full of fluid. So her recommendation  
10    was go back to the pulmonologist. So in January of  
11    2016 we went back to the pulmonologist. Am I going  
12    where you need me to go?

13           Q        You're fine.

14           A        Okay. At that time the pulmonologist  
15    on two separate occasions had her come to radiology  
16    at Albamarle Hospital where he performed a pleural  
17    effusion, which he stuck a needle in her lungs both  
18    times and withdrew fluid. After that, her lung  
19    quickly filled up again. Same symptoms. Same  
20    issues. And he recommended a thoracic surgeon at  
21    Chesapeake Hospital in Virginia.

22           Q        Okay.

23           A        We went there. She looked at all of  
24    the radiographs and reports that we took with us.  
25    She said that she would recommend doing surgery to

1     remove all the fluid. For her to go inside the  
2     lung -- go inside lung cavity --

3             Q        Okay.

4             A        -- and treat the lung, do whatever  
5     she had to do in the lung, and see what they had  
6     going on in there.

7             Q        Okay.

8             A        That surgery took place in March.  
9     And when the surgery -- the surgery took much  
10    longer than originally had been -- that it had  
11    originally said that it would. And that was  
12    because the lung itself was -- had been under  
13    pressure of liquid that it had caused the lung to  
14    kind of roll up in a ball.

15            Q        Okay.

16            A        And it had also developed a hard  
17    outer crust to it. And the way the surgeon  
18    explained it to me is that she had to go into the  
19    lung and peel that outer layer, that hard layer off  
20    of the lung so it could basically unfurl and  
21    situate itself in the lung cavity like it was  
22    supposed to, which they managed to do that. And  
23    she said she has -- they had -- had a tube into  
24    drain the fluid and stuff.

25            Q        Okay.

1           A           She said we took some samples, and  
2   when we get those back, I'll let you know what's  
3   going on. So one to two days later, she came and  
4   said it's mesothelioma.

5           Q           And that was March of 2016?

6           A           March of 2016, yes.

7           Q           After your mother was diagnosed, did  
8   she undergo any treatment?

9           A           No, she did not.

10                    It was late stage mesothelioma, and  
11   her health had deteriorated so quickly that to have  
12   undergone any type of treatment, she felt -- it was  
13   ultimately her decision, but we all felt that it  
14   would have been not in her best interest.

15           Q           Sure.

16                    During that period when she was in  
17   decline, did she have to rely more on you and your  
18   husband to help care for her?

19           A           Absolutely.

20                    She could no longer -- she could move  
21   around a little bit in the house with a walker, but  
22   she could not stand for any period of time to fix  
23   her meals, to prepare her meals because it's kind  
24   of hard to prepare your meal and then truck off  
25   with your walker. So, yes, that became three meals

1 a day, and either I or my husband took care of  
2 that. My husband's sister lived two hours away,  
3 and she would come frequently and spend the weekend  
4 with mom or spend two or three days with mom just  
5 to help out.

6 Q How was her health prior to this  
7 diagnosis? Like what types of things did she like  
8 to do that she was no longer able to do as her  
9 health declined?

10 A She was a very active -- she was a  
11 very active senior citizen. She worked at the  
12 Senior Citizen Center here in Elizabeth City. She  
13 taught what was called a mixed media arts class  
14 once a week.

15 Q Okay.

16 A It didn't have anything to do with  
17 ceramics. It was just painting.

18 Q Okay.

19 A She had a circle of friends that she  
20 actively played cards with every week. They went  
21 out to eat during the day. She was out and about  
22 at the farm. She was -- every day she would play  
23 with, keep, ride around in the golf cart, walk  
24 outside with her great grandchild, who was born in  
25 2013, and all of those things came to an immediate

1     stop probably fall of 2015 even prior to the  
2     surgery to get her to go places, she didn't want to  
3     go. She was very self conscious of the oxygen and  
4     toting that around, and she had very little energy  
5     to get out and go do.

6           Q        Okay. I don't want to jump around on  
7     you too much here, but we've talked a lot today  
8     about your mother's work with ceramics, and how she  
9     was teaching for the College of the Albamarle. I  
10    do have a copy of your mother's Social Security  
11    records, and those indicate that she was teaching  
12    for the College of the Albamarle from approximately  
13    1974 until 1993.

14           A        Okay.

15           Q        Does that sound about accurate?

16           A        Yes.

17           Q        Okay. You have no reason to disagree  
18    with those dates in terms of when she taught?

19           A        Oh, no, not at all.

20           Q        Okay. And then it also lists a  
21    series of self-employment off and on from really  
22    back to 1952 all the way until '88. That may speak  
23    to some of the work that she was doing on the side  
24    in terms of offering ceramics classes?

25           A        Yes. Because, you know, while she

1     was doing this over here for COA, she was also  
2     teaching and offering classes and doing those kinds  
3     of things on her own.

4             Q       Right.

5             A       So I feel like that's probably where  
6     the self-employment records came from.

7             Q       Okay. Is it fair to say in your  
8     experience that your mother from the time she began  
9     ceramics until she retired was using these Orton  
10    cones on a daily or nearly daily basis?

11            A       Yes.

12            Q       Did you ever have any expectation  
13    that these materials could cause cancer?

14            A       No.

15            Q       What is it that you miss most about  
16    your mother?

17            A       Whew. That's -- that's an emotional  
18    question for me. As I stated before, she was --  
19    she and I were always close. We either lived  
20    together, lived a few miles apart or lived side by  
21    side my entire lifetime. You know, she was a  
22    companion. You know, she was my mother and I  
23    dearly loved her.

24                    My son actually started -- these  
25    houses are side by side, but my son lived in



1 Pasquotank County, but he went to school in  
2 Currituck County when he started junior high  
3 because that's where I taught. And it was right  
4 around that time that, you know, I've got this big  
5 growing boy that lives in my house, and he had bunk  
6 beds, but at his granny's, he had a king size bed.  
7 So, you know, it was at -- probably at 14, you  
8 know, he is trying to propose to his mother, if I  
9 have no problem getting up with you and going to  
10 school in the mornings, can I please live with  
11 granny? Sure. So, you know, we're on the same  
12 complex --

13 Q Right --

14 A -- but Nick moved in with his granny.

15 Q So he was very close to her?

16 A He was very close to her.

17 And after he graduated high school,  
18 and he had a friend who he was beginning working in  
19 Currituck and had to find a place to live, and that  
20 kind of thing, and mom opens her door to Andy. And  
21 Andy lives with her for probably six months, you  
22 know, they are at the house. All of Nick's friends  
23 that he played softball with, that he hung around  
24 with, they all called her granny. They were in and  
25 out of that house just like it was their own.

1                   To this day, my son is -- has a very  
2   difficult time with the fact that he has lost her.  
3   Very hard. I have a five and a half year old who I  
4   have kept pretty much since he was born for his mom  
5   and dad when they both work. And Cameron just  
6   yesterday riding down the road he pipes up from the  
7   back, Nana -- of who I am.

8           Q       Right.

9           A       Says, I really miss granny.

10          Q       And that was her great grandchild?

11          A       That was her great grandchild.

12                   I have pictures of them sitting at  
13   her organ and her playing the organ with him. So,  
14   you know, even though this little guy is, you know,  
15   five and a half, he is very much aware that his  
16   granny is gone. And, you know, it's been -- it's  
17   been two years, and he's not forgotten. And he  
18   fills all of us with these things that he pipes up  
19   about his granny. And he's also very much aware  
20   that his daddy is not dealing with it well. And it  
21   was just the other night that he told his mommy, he  
22   said, I really miss granny, but don't tell daddy  
23   because he'll get upset. So, you know, my husband  
24   lost both of his parents, and he had my mother  
25   longer than he had his own mother, and she accepted

1 him as her own. My stepsister -- of the one that I  
2 am closest with, my stepsister, she would come and  
3 visit, and visit her father and come in for a week  
4 here or a week there, she ended up moving in with  
5 us when she started college, and when her dad  
6 divorced my mother and left, she stayed.

7 Q Okay.

8 A And to this day -- as a matter of  
9 fact, she just left this weekend to go back home to  
10 Warren County. So she was quiet. She was  
11 artistic, but she had the biggest heart and would  
12 do anyone -- would do anything for anyone, and I  
13 just miss her.

14 Q Okay.

15 A I just miss her.

16 MR. SEALEY: Thank you, Karen.

17 That's all the questions I have.

18 Why don't we go off the record and  
19 take a little break.

20 (Off the record from 10:14 a.m. to  
21 10:28 a.m.)

22 EXAMINATION

23 BY MS. DRAYTON:

24 Q Mrs. Cahoon, we met just a few  
25 moments ago. I'm Amy Drayton. I represent Orton

1     that we have been talking about in this case.

2             **A           Okay.**

3             Q           I'm going to have very much the same  
4     ground rules that Drew did. I will just ask that  
5     if I ask you any question that you don't  
6     understand, if you could ask me to rephrase it or  
7     repeat it, and I'll be happy to do so.

8             **A           Okay.**

9             Q           If you are able to respond or answer  
10    my question, than I will assume that you understood  
11    it. Is that fair enough?

12            **A           That's fair enough.**

13            Q           I will say at the outset that your  
14    mother sounds like a wonderful lady, and I agree  
15    with Nancy that I hate we are here under these  
16    circumstances --

17            **A           Thank you.**

18            Q           -- and that I know it's sometimes  
19    difficult to talk about. So please let me know if  
20    you need to take a break at any point.

21            **A           Okay.**

22            Q           I may be jumping around on you  
23    because Drew has covered a lot of stuff, and I just  
24    have a few notes here and there. Just for your  
25    sense, I'm going to ask you some historical

1 questions to you. So this is not a test by any  
2 means, but just trying to get some background  
3 information on from you.

4 **A Okay.**

5 Q And I will probably call your mom Ms.  
6 Webster.

7 **A That will be fine.**

8 Q Okay. Perfect.

9 Can you tell me where she is  
10 originally from?

11 **A Here.**

12 Q Okay.

13 **A Elizabeth City.**

14 Q Okay. And born and raised here in  
15 Elizabeth City her entire life?

16 **A Yes.**

17 Q Okay. And what were her parents'  
18 name?

19 **A My -- her father was James Holland,**  
20 **H-o-l-l-a-n-d, Webster. And her mother was Grace**  
21 **Jenkins Webster.**

22 Q Okay. And how many brothers and  
23 sisters did she have?

24 **A One sister.**

25 Q Okay. Was she older or younger?

1           **A**           **Younger. Approximately 11 to 12**  
2   **years younger.**

3           **Q**           **Okay. Did they both have the same**  
4   **parents?**

5           **A**           **Yes.**

6           **Q**           **Okay. And what did her parents --**  
7   **Ms. Webster's parents do for a living?**

8           **A**           **My grandfather, her father, was the**  
9   **owner of the theaters here in Elizabeth City. He**  
10 **raised and raced pigeons. He raised and raced**  
11 **standard bred horses, which are the ones that race**  
12 **around the track pulling a small cart called a**  
13 **sulky.**

14          **Q**           **Okay.**

15          **A**           **And my grandfather had his fingers in**  
16 **other things that -- those are the primary things.**

17          **Q**           **Okay. Did they also live on a farm?**  
18 **I know you referenced a farm.**

19          **A**           **No, they did not.**

20          **Q**           **Okay.**

21          **A**           **They lived in -- inside the city**  
22 **limits of Elizabeth City.**

23          **Q**           **Okay. And did -- this may be**  
24 **confusing, but Mrs. Grace Webster, your**  
25 **grandmother, maternal grandmother, did she work**

1 outside the home?

2           **A**           No. She -- well, she did in that she  
3 took tickets at the theaters.

4           **Q**           Okay.

5           **A**           She took the money and the tickets in  
6 the ticket booth.

7           **Q**           Okay. And how long did your mom live  
8 with her parents in the family home?

9           **A**           She went through school. She  
10 graduated high school. I know she went one year at  
11 Mary Washington College, and she would have lived  
12 with them until she married Victor.

13          **Q**           Okay. Do you know about when that  
14 was?

15          **A**           I'd have to go back and look up  
16 dates.

17          **Q**           Okay.

18          **A**           I don't.

19          **Q**           Do you know how old Ms. Webster was  
20 when she married Victor?

21          **A**           I do not recall.

22          **Q**           Okay. And did they live here in  
23 Elizabeth City?

24          **A**           They lived here in Elizabeth City.  
25 They also lived in Florida, in Tampa at one point.

1           Q       Okay. I will ask you about that in  
2 just a moment. Let me go back to Ms. Webster's  
3 parents and growing up. What was her sister's  
4 name?

5           A       **Gene.**

6           Q       Okay. Just J-e-a-n?

7           A       **G-e-n-e.**

8           Q       Okay. And Gene was 11 years -- 11 or  
9 12 years younger than your mother; is that right?

10          A       **Correct.**

11          Q       Did anyone else live in the home with  
12 them other than just the four of them?

13          A       **Not to my knowledge.**

14          Q       Okay. And you said that your mom  
15 went to Mary Washington College for one year?

16          A       **Yeah.**

17          Q       Okay. And what was she studying  
18 or --

19          A       **No --**

20          Q       No clue?

21          A       **(Nods head.)**

22          Q       Okay. Okay. Was that her highest  
23 level of education?

24          A       **Yes.**

25          Q       Did she ever serve in the military?



1           **A**       **No, she did not.**

2           **Q**       Okay. Did Victor ever serve in the  
3 military?

4           **A**       **He did.**

5           **Q**       Okay. And when was that? Was that  
6 prior to their marriage?

7           **A**       **It seems like -- I'm guessing. So**  
8 **I'm going to say I'm not sure. It just seems like**  
9 **that's a yes to that answer -- a yes to that**  
10 **question that he was, but I can't say that with 100**  
11 **percent.**

12          **Q**       Okay.

13          **A**       **Not sure.**

14          **Q**       Okay. Obviously, we are here in  
15 Elizabeth City very close to Norfolk. A lot of  
16 military homes. Did he ever serve in the Navy?  
17 Was he in Norfolk or was --

18          **A**       **He was in the Navy, but at that time**  
19 **I believe he served here at the naval blimp**  
20 **station.**

21          **Q**       Okay. And when you say here at the  
22 naval blimp station, in Elizabeth City?

23          **A**       **Yes.**

24          **Q**       Okay. And was that while they were  
25 married?

1           **A       Yes.**

2           Q       Okay.  And --

3           **A       I believe so.  I'm sorry.**

4           Q       And I should apologize to you.  I  
5   don't mean to cut you off, and I know that makes it  
6   easier for the court reporter.  I'm sure you can  
7   anticipate my questions and I can anticipate your  
8   answers.  I certainly don't mean to cut you off  
9   there.

10                   How long were they married?

11          **A       He left when I was two.**

12          Q       Okay.

13          **A       I don't have any memory of that.**

14          Q       Okay.

15          **A       And it was not really a topic for a**  
16 **whole lot of conversation because he was**  
17 **unfaithful, and it was a sore subject for my mom**  
18 **therefore --**

19          Q       It was just not discussed?

20          **A       That's exactly right.**

21          Q       Sure.

22                   Do you know how old your mom was --  
23 when you were born, how old was your mom?

24          **A       I'd have to do the -- I was born in**  
25 **'58.  She was born in '29 so --**

1 Q Okay. There we go. So almost 30?

2 Is that close? Is that right?

3 MR. SEALEY: Twenty-nine, yeah.

4 BY MS. DRAYTON:

5 Q Okay. Thirty.

6 And you're not sure how long Victor  
7 served in the Navy?

8 A No, I'm not.

9 Q Okay.

10 A I know he did. That was --

11 Q And do you know any other occupations  
12 that Victor had?

13 A Yes.

14 Q Okay.

15 A As I was growing up, when I went to  
16 visit him, he was -- he sold real estate. That's  
17 the only -- that's the only profession or job that  
18 I know he did from personal contact other than he  
19 was in the Navy, and I was told that.

20 Q Okay. And when you said you visited  
21 him, how often would you visit him?

22 A Maybe for one to two weeks in the  
23 summer.

24 Q And where did he live?

25 A He lived -- initially, when I started

1     going, he was in Wrightstown, New Jersey. And then  
2     he moved to Hilton Head, South Carolina, and he  
3     moved to Hilton Head after I was married in '77.  
4     And then after a few years at Hilton Head, he moved  
5     to Emerald Island. And then after that, he  
6     re-married for a third time, and I really don't  
7     know if he lived in Charleston for any length of  
8     time, but he ended up in Murrells Inlet, South  
9     Carolina, which is right near Myrtle Beach.

10           Q        Okay. And you mentioned that Victor  
11     and your mom lived in Florida -- in Tampa for some  
12     period of time?

13           A        (Nods head.)

14           Q        When was that?

15           A        Prior to me.

16           Q        And what took them to Tampa?

17           A        Honestly, I don't know.

18           Q        Okay. You don't know if it's the  
19     military or --

20           A        I honestly do not know.

21           Q        Okay. And do you know how long they  
22     lived there?

23           A        I honestly do not know.

24           Q        Okay. Do you know if she was working  
25     when she was in Florida or in Tampa?

1           **A       No.**

2           **Q       And I should clarify. Is that a no**  
3     you don't know? It's another poor question on my  
4     part.

5           **A       It's no, that I do not know if she's**  
6     **working or not.**

7                   **And I apologize because I just don't**  
8     **know the answers to this.**

9           **Q       Sure.**

10          **A       It was not something that I talked to**  
11     **her about.**

12          **Q       Sure.**

13                   And I want to make sure I understood  
14     in terms of your brothers and sisters. When your  
15     mom and Victor married, he had prior children?

16          **A       (Nods head.)**

17          **Q       No, he did not have any children?**

18          **A       He had another -- he had a child with**  
19     **his second wife.**

20          **Q       Okay. After he was married to your**  
21     mom?

22          **A       Yes.**

23          **Q       Okay. And what was his or her name?**

24          **A       Her name is Vicky, Victoria Saxe,**  
25     **S-a-x-e.**

1 Q And how old is she approximately?

2 A I'd say -- I'm 60. So I'm going to  
3 say that Vicky is in her 40s. I'm not close with  
4 her.

5 Q Sure.

6 And does she live in North Carolina?

7 A No. She lives in Colorado.

8 Q Okay. And when you were born, was  
9 your mom working?

10 A Maybe she was doing things for my  
11 grandfather, but other than that, I would say no.

12 Q Okay. And in terms of her second  
13 marriage, that was when you were approximately  
14 eight to nine years old, I believe you said?

15 A Yes, second gradish.

16 Q Okay. And up until -- sorry, I  
17 didn't want to interrupt you.

18 A I was just clearing my throat. I'm  
19 sorry.

20 Q I didn't want to -- if you were still  
21 finishing an answer there.

22 Up until the time you were in second  
23 grade, did your mom work outside the home?

24 A Not that I recall.

25 Q Okay. Okay. And she married -- her

1 second marriage, what was his name again?

2 A William P, it was Paul, Bunnell,  
3 B-u-n-n-e-l-l.

4 Q Okay. And Mr. Bunnell, did he bring  
5 two children to the marriage?

6 A He did, but they did not live with  
7 us.

8 Q Were they over the age of 18 or --

9 A No. They were both younger.

10 Q Okay.

11 A The -- the stepsister -- the  
12 stepsister is five years older than me. She is 65.  
13 The stepbrother is maybe a year younger than I am.

14 Q Okay. And what did Mr. Bunnell do  
15 for an occupation?

16 A He was an educator. He was a  
17 principal.

18 Q Okay. And where was he principal  
19 approximately?

20 A Here in Elizabeth City. He was -- he  
21 worked in two elementary schools here for a long  
22 time, and then he -- like he taught over in Camden,  
23 which is a county next door. And he also taught at  
24 Lawrence Academy, which is -- I'm not exactly sure  
25 where it's at, but it's within a two-hour ride from

1     **here.**

2             Q           Okay.  And I'm -- when did they  
3     divorce approximately?

4             A           It was after 1977, that was when I  
5     got married.  So I'm going to say '79, and that's a  
6     guess.

7             Q           Okay.  And Mr. Bunnell and your mom  
8     never had children together?

9             A           No.

10            Q           Okay.  And was your mom ever married  
11    after Mr. Bunnell to anyone else?

12            A           No.

13            Q           Okay.  In terms of Mr. Bunnell's --  
14    so he lived with you up until you were 18, or you  
15    lived in that same household; is that right?

16            A           Yes.

17            Q           And where was that located?

18            A           That was on Weeksville Road, but it's  
19    not the same house that -- where she, you know,  
20    lived out her life.  It was right down the road, a  
21    half mile.  It had multiple addresses, but it had a  
22    route number.  That one I can remember like Route  
23    4, Box 6.

24            Q           And how long was that your family  
25    home?



1           **A           From approximately from the time that**  
2   **I was 10 until the time I got married and moved**  
3   **out, 18.**

4           Q           Okay. And in that home, the  
5   Weeksville Road home, was there a studio in that  
6   home?

7           **A           That is the one that I described**  
8   **previously that the garage had been converted into**  
9   **a studio, and the pouring room with the kilns was**  
10   **in that back section approximately an area of five**  
11   **by ten.**

12          Q           Okay. I'm going to ask you a few  
13   more questions about that in just a minute. In  
14   terms of Mr. Bunnell, also, did he have any -- do  
15   any work, part-time work outside of the home other  
16   than being an educator?

17          **A           He did not have any part-time work.**  
18   **He enjoyed pigeons with my grandfather. So he**  
19   **played with pigeons.**

20          Q           Okay. And with respect to your mom's  
21   employment, I think we've talked about those  
22   primarily and I've seen the Social Security  
23   records. Did she ever have any other employment  
24   other than to the College of the Albamarle? I'm  
25   not going to say that correctly either.

1           **A**           **It's pretty close.**

2           **Q**           Or COA. Maybe that's an easier way  
3 to reference it.

4           **A**           **Right.**

5           **Q**           Or her self-employment there at the  
6 studio. Did she ever have any other form of  
7 employment?

8           **A**           I know she did some substitute  
9 teaching for Elizabeth City, Pasquotank School  
10 System. That was prior to her doing any kind of --  
11 the ceramics. I know that she worked for my  
12 grandfather in a variety of taking tickets for the  
13 theaters, probably doing some recordkeeping or  
14 bookkeeping for some of the various ventures that  
15 he had, and that would have occurred in his office  
16 uptown.

17          **Q**           Okay. And what was the name of the  
18 theater or his business?

19          **A**           Caroline Amusements was one, but  
20 Afton Farms was the horse, a portion of it. The  
21 pigeons, I'm not quite sure what the official name  
22 of that was.

23          **Q**           Okay. And Afton Farms is that where  
24 you live now?

25          **A**           That is where I live, yes.

1           Q       And is that a family farm you  
2     inherited?

3           A       When my grandfather built that, he  
4     bought the property, and that's where he raised the  
5     standard bred, bred and raised the standardbreds,  
6     the horses. And when he passed -- prior to him  
7     passing away, he had given my husband and I the  
8     farmhouse on the property that we in turn remodeled  
9     and live in currently. He -- when he passed away,  
10    the property was divided between my mother and her  
11    sister, Gene, along with various other properties.

12          Q       Okay. And is that the same property  
13    where she later lived next door to you?

14          A       Yes.

15          Q       Okay. Did her sister, Gene, also  
16    live there on the property?

17          A       No.

18          Q       Okay. And let me go back and ask  
19    about your grandparents. Do you know how old they  
20    were when they died?

21          A       I'm trying to use a reference here.  
22    I'm -- I'm very bad with dates. I'm really -- I'm  
23    really not very good with them.

24          Q       Sure.

25                   How old were you? We can use that as

1 a reference.

2 A I want to say my grandfather passed  
3 away somewhere around '84 -- '84, '85, and my  
4 grandmother maybe around ten years later.

5 Q Okay. And what was your  
6 grandfather's cause of death?

7 A He fell and had a brain -- a blood  
8 clot, and they did surgery from that, and he never  
9 really recovered, and he passed away at home. So  
10 that was the -- that was the start of the decline.  
11 So the exact cause of death written on a death  
12 certificate, I can't tell you that.

13 Q Okay. What about your grandmother?

14 A She had a stroke, and approximately  
15 within the year we lost her. The stroke seem to be  
16 sometime in the summer, and then I think we lost  
17 her in the beginning of that following year.

18 Q Okay.

19 A She never recovered from the stroke.

20 Q Okay. And were either of them  
21 smokers?

22 A My grandmother, no. My grandfather,  
23 yes.

24 Q Okay. And would you say that he  
25 smoked his whole life or the entire time you knew

1 him?

2           **A**           No, it wasn't -- it wasn't his whole  
3 life. I only remember him smoking when I was very  
4 young.

5           **Q**           Okay. Did either of them have  
6 cancer?

7           **A**           My grandfather had part of a lung  
8 removed. When? I couldn't tell you the age.

9           **Q**           Okay. Do you know if he was older  
10 than 50 or older than 60? How old he was when he  
11 had --

12          **A**           No. I'm hesitant to answer that  
13 because I really don't know.

14          **Q**           Okay. And was that related to  
15 cancer?

16          **A**           I'm assuming so. But again, I'm  
17 making an assumption. I'm not sure.

18          **Q**           Okay.

19          **A**           All I remember is I was small so --

20          **Q**           Sure. You were young -- younger when  
21 he passed away?

22          **A**           Yes.

23          **Q**           Okay. And what about Victor? Do you  
24 know if he was a smoker?

25          **A**           I really don't because I wasn't

1     **around Victor that much.**

2             Q        Okay. And what about Mr. Bunnell?

3             **A        Yes, he was.**

4             Q        And did he smoke when you lived with  
5     him in the home?

6             **A        Yes, he did.**

7             Q        Okay. Did he smoke his entire life?

8             **A        I couldn't say that. I don't know.**

9             Q        Okay. Because they divorced in '77,  
10    right?

11            **A        Uh-huh.**

12            Q        But up until '77 he was -- or smoked;  
13    is that correct?

14            **A        Yes.**

15            Q        Okay. Sorry. I'm looking down  
16    sometimes when you're nodding your head, and I'm  
17    bad about coming back to that.

18                    In terms of the family home where  
19    your mom and dad -- excuse me, where your mom lived  
20    and was raised, was that on -- it was not on a  
21    farm?

22            **A        (Nods head.)**

23            Q        But --

24            **A        Residential.**

25            Q        Okay. But they owned the Afton Farms

1 different location where the farm was?

2 **A (Nods head.)**

3 MR. SEALEY: You need to give a  
4 verbal response.

5 MS. DRAYTON: I'm sorry, what did you  
6 say?

7 MR. SEALEY: I'm just saying you need  
8 to give a verbal response. You're just  
9 nodding your head.

10 THE DEPONENT: Sorry.

11 MS. DRAYTON: Right. Right. I'm bad  
12 about that as well because I can see you.  
13 And, I'm sorry, my ears are stuffed up too  
14 so I'm not hearing as well.

15 BY MS. DRAYTON:

16 Q With respect to the family home  
17 growing up, do you know if it was ever remodeled?

18 **A Not to my knowledge.**

19 Q Okay. And did she live in the same  
20 home her entire life until she was 18?

21 **A It was two homes.**

22 Q Okay.

23 **A Both residential. She lived -- I**  
24 **don't know -- I don't know when they moved from**  
25 **this one to this one. I don't know.**

1 Q Okay.

2 A I know that for my lifetime, the home  
3 that she lived in until she was 18 is the one that  
4 I remember.

5 Q Okay.

6 A I have no knowledge of the other one.

7 Q Okay. Did you give me the address of  
8 that one, if you know?

9 A **Fairfax Avenue.**

10 Q And I believe you said that was in  
11 the city limits, right?

12 A **In the city limits.**

13 Q Okay. And I apologize I'm jumping  
14 around from topic to topic here.

15 A **That's okay.**

16 Q With respect to Gene, Ms. Webster's  
17 sister, when did she pass away?

18 A **She is still alive.**

19 Q She is still alive?

20 A **Yes.**

21 Q Okay. And where does she live?

22 A **She lived somewhere at the beach.**

23 Q And when you say the beach, here in  
24 North Carolina or --

25 A **Yes. In the Outer Banks.**



1           Q           In the Outer Banks.

2                       Okay. And what is her last name, or  
3 her full name, if you know?

4           A           **I'm not sure what she's going by; I**  
5 **think she is going by the last name of Webster now.**

6           Q           Okay.

7           A           **Gene Webster.**

8           Q           Okay. Do you know if she's ever had  
9 cancer?

10          A           **No. No, she has never had cancer.**

11          Q           Okay. Do you stay in contact with  
12 her?

13          A           **(Nods head.)**

14          Q           No? And you're shaking your head no?

15          A           **No.**

16          Q           Okay. When is the last time you  
17 talked to her, or had any contact with her?

18          A           **At mom's funeral.**

19          Q           Okay. Did Gene ever smoke that you  
20 know of?

21          A           **I don't know.**

22          Q           Okay. And did your grandfather, did  
23 he ever serve in the military, your mom's father?

24          A           **I don't believe he did.**

25          Q           What about your -- her mother, your

1 maternal grandmother? Did she ever --

2 **A No, she did not.**

3 Q Okay. Do you know of your mom ever  
4 working in any type of factory or plant or  
5 industrial?

6 **A No, she did not.**

7 Q What about Mr. Bunnell? Did he ever  
8 work in any type of factory, plant or --

9 **A Not to my knowledge.**

10 Q Okay. And that's the same for both  
11 of your grandparents. Did they ever work --

12 **A Not to my knowledge.**

13 Q Okay. And for Victor?

14 **A Not to my knowledge.**

15 Q Okay. Did your mom ever work on any  
16 vehicles, or do any car repair work?

17 **A No.**

18 Q Okay. Was she a smoker?

19 MR. SEALEY: Object.

20 THE DEPONENT: Yes.

21 BY MS. DRAYTON:

22 Q Okay. When did your mom smoke?

23 **A In the time period that I was growing**  
24 **up during that time period and then she quit for a**  
25 **long time and then she stopped again -- or started**

1     **again, and then she quit again, but I can't put any**  
2     **dates on those.**

3             Q           Okay. And when you say when you were  
4     growing up. So when you were living there in the  
5     home with your mom, you would say she was smoking  
6     during that time?

7             A           **My recollection would be -- it would**  
8     **be after I -- after when I was 10 years old when we**  
9     **were living on Weeksville Road.**

10            Q           Okay. So about '77 or '78? That's  
11    about when you were 10?

12            A           **Yeah. To the best of my**  
13    **recollection, yes.**

14                       MR. SEALEY: That's '67, '68.

15                       MS. DRAYTON: Okay. I'm sorry.

16                       THE DEPONENT: That's all right.

17                       MR. SEALEY: I just want to make sure  
18    it's clear.

19    BY MS. DRAYTON:

20            Q           Okay. You were born in '67?

21            A           **'58.**

22            Q           I'm sorry. I'm sorry.

23            A           **That's okay.**

24            Q           I'm trying to make you younger.

25                       MR. SEALEY: Forty-eight.

1           **A           There's too many numbers. There's**  
2   **way too many numbers going through here.**

3           Q           And I'm all foggy headed so I'm  
4   trying to make you younger.

5                   The -- do you know what type or brand  
6   of cigarettes that she smoked?

7           **A           What did she smoke? I can see it. I**  
8   **want to say Salem.**

9           Q           Okay. When you say you can see it,  
10   do you want to describe the package?

11          **A           The green and the white. I think**  
12   **it's Salem.**

13          Q           Green and white.

14                   Okay. And when she was a smoker, is  
15   that what you remember her smoking that same brand  
16   or same type of cigarette?

17          **A           To the best of my knowledge, yes.**

18          Q           Okay. And when you were growing up,  
19   about how much did she smoke?

20                   MR. SEALEY: Objection to relevance.

21                   THE DEPONENT: She was one of those  
22   that would take a couple of puffs and put it  
23   in the ashtray and it would burn itself out.  
24   She'd go off and do something else. So  
25   chain smoke no. I don't know.

1 BY MS. DRAYTON:

2 Q Okay. And you said that she quit for  
3 a period of time and then she started back up  
4 again. Do you have a frame of reference as to when  
5 that was?

6 A When I hit teenager.

7 Q Okay. When the gray hair comes out  
8 as we all hear.

9 And she started smoking again when  
10 you were a teenager?

11 A Oh, yeah.

12 Q Okay. And then did she quit again,  
13 or did she continue to --

14 A She quit again when I outgrew a  
15 teenager.

16 Q Okay. And then did she start back up  
17 again after?

18 A No.

19 Q Okay. In terms of your mom's hobbies  
20 or things that she liked to do, what are some of  
21 those? Obviously, she's an artist but --

22 A That's pretty much it.

23 Q Okay.

24 A She her whole world was painting and  
25 ceramics, and all forms of different kinds of

1     **paints and painting, tole painting and canvas**  
2     **painting and that's it.**

3             Q       Okay. I heard you reference an organ  
4     or a picture of an organ?

5             A       **Uh-huh.**

6             Q       Did she play musical instruments?

7             A       **She did.**

8             Q       Did she have an organ in her home?

9             A       **She did.**

10            Q       Okay. And is that something she  
11    learned growing up?

12            A       **She did.**

13            Q       Okay. Did she play for her church or  
14    some place --

15            A       **I don't know that she played for**  
16    **church, but she was quite accomplished.**

17            Q       Okay. And did she go to school or  
18    special classes to learn?

19            A       **No. Not that I know of.**

20            Q       Okay. You just grew up knowing that  
21    she could play the organ?

22            A       **Oh, yeah, she could play, piano,**  
23    **organ. I know she was in her high school band and**  
24    **she played clarinet so --**

25            Q       Okay. Any other type of hobby such

1 as that?

2 **A No, there really wasn't.**

3 Q Okay.

4 **A They were all centered around the**  
5 **artistic stuff.**

6 Q Okay. And with respect to the farm  
7 or the animals, the horse breeding or the pigeons,  
8 was she involved --

9 **A No.**

10 Q And I'll ask because it sounds like  
11 there is two different portions in her life when  
12 she was growing up with her father and then maybe  
13 with your family with the farm.

14 **A Right.**

15 Q Was she ever involved --

16 **A No.**

17 Q -- with anything on the farm?

18 **A No.**

19 Q Okay. Is that because you're smiling  
20 because she didn't enjoy the animals or that just  
21 wasn't her --

22 **A That was pretty much it. That was**  
23 **not her thing.**

24 Q Okay. And I know I asked you in  
25 terms of auto repair work, and I believe you said,

1 no, she never did any of that herself?

2 **A No, she did not.**

3 Q Okay. Did Mr. Bunnell do any of that  
4 himself? Would he work on the family cars at home  
5 or --

6 **A No.**

7 Q In anyway outside of the home?

8 **A Not that I have any memory of.**

9 Q Okay. With respect to the first  
10 home -- I want to make sure I'm referencing where  
11 you live with Mr. Bunnell. And I don't want to --  
12 I'm not sure of the address of that one. That's  
13 not the Route 4, Box 6 or is that --

14 **A No. We had three homes. One was in**  
15 **South William Circle, which is residential in city**  
16 **limits.**

17 Q Okay.

18 **A Then the Route 4, which was actually**  
19 **on Weeksville Road. So I lived with Bunnell at**  
20 **William Circle, which was just a little, small**  
21 **house for several years, second gradish until**  
22 **tenish. And then we moved to the Route 4 home, and**  
23 **he was there until he left and they subsequently**  
24 **divorced.**

25 Q Okay. And then the third home would



1 be your current home on the farm --

2 **A On the farm.**

3 Q -- where your mom lived next door?

4 **A Yes.**

5 Q Okay. And I'm just going to call  
6 that -- would that be Afton Farms?

7 **A That will be fine.**

8 Q Okay. Just so we can understand.

9 At the South William Circle home, was  
10 that house ever remodeled while your mom was living  
11 there?

12 **A No, not to my knowledge.**

13 Q Okay. And you said that was a small  
14 home?

15 **A Yeah.**

16 Q Okay. Then you, your mom, Mr.  
17 Bunnell moved to the Route 4 home on Weeksville  
18 Road. Was that home ever remodeled?

19 **A No. Other than the garage area where  
20 the ceramic studio was put in.**

21 Q Okay. But inside the actual  
22 residence in terms of --

23 **A No.**

24 Q -- taking down walls --

25 **A No.**

1 Q -- putting up new walls --

2 A Nope.

3 Q -- you don't remember any of that?

4 A It wasn't done.

5 Q Okay. Let me ask you about the  
6 garage area. Was that a two-car garage?

7 A One.

8 Q A one-car garage.

9 Okay. And how was that remolded?

10 What was done to it to remodel it or turn into the  
11 studio that you've already described?

12 A Basically put that wall there at the  
13 back of it so that she had that little pouring room  
14 area.

15 Q Okay. And was that just -- or how  
16 big was the wall that was put in?

17 A Floor to ceiling.

18 Q Okay.

19 A We took out the garage doors and put  
20 in, you know, glass doors, a solid wall and a  
21 sliding glass door there.

22 Q Okay. And was the -- did the garage  
23 have any heating or air at all? Was it any type of  
24 HVAC system installed or --

25 A I'm trying to remember. I think she

1     **had one of those little space heaters that she**  
2     **plunged into the wall.**

3             Q        Okay.

4             A        **I vaguely remember that.**

5             Q        Okay. Was it insulated? Were all  
6     the walls around the garage insulated?

7             A        **No.**

8             Q        Okay.

9             A        **Not to my knowledge. I mean, I don't**  
10    **recall that, but I really don't think so.**

11            Q        Okay. And in terms of the remodel,  
12    is that something Mr. Bunnell and your mom did on  
13    their own on their spare time, or did they hire  
14    contractors to come in and do it?

15            A        **I think somebody came in and did it.**

16            Q        Okay.

17            A        **But again, you know, I was in school,**  
18    **you know, so I -- I just don't remember all of**  
19    **that -- those details.**

20            Q        And what about what year did you --  
21    was that garage converted?

22            A        **Early '70s is the best that I can do.**

23            Q        Okay. And in the early '70s was your  
24    mom taking classes at that point for ceramics, or  
25    what was she doing for an occupation?

1           A           She was a housewife.

2           Q           Okay.

3           A           She did not work outside the home  
4 other than, you know, learning how to do the  
5 ceramics probably in the late '60s, and then  
6 beginning to start wanting to do ceramics on her  
7 own there in the early '70s.

8           Q           Okay. And do you know about how long  
9 she took classes for the ceramics classes?

10          A           You mean for her?

11          Q           Yes.

12          A           I'm not sure.

13          Q           Sure.

14                    I should ask -- I can ask both ways.  
15 Did she take -- what got her into ceramic, I should  
16 say?

17          A           Hundred percent I don't know, but I  
18 would assume she with some friends, you know, were  
19 interested in taking classes over at Stu-doodle and  
20 that got her started.

21          Q           And then how long did she take  
22 classes before she became a certified teacher or  
23 instructor?

24          A           Not a clue.

25          Q           Okay.

1           **A           Not a clue.**

2           Q           Okay. And I can't remember when you  
3   said she first started teaching at the college --  
4   COA?

5           **A           The exact date of it I don't know,**  
6   **but I think it was on her Social Security record.**

7           Q           Okay. And other than teaching for  
8   COA, was she teaching ceramic classes for anyone  
9   else?

10          **A           Not that I can recall other than her**  
11   **own self.**

12          Q           Okay. And the COA classes, did she  
13   have those or hold those in the garage -- in the  
14   converted garage at the Route 4 address?

15          **A           Yes, that's where she was doing those**  
16   **COA classes and stuff.**

17          Q           Okay. And how long between the time  
18   she lived at the Route 4 address until she moved to  
19   Afton Farms where you were living?

20          **A           I started there when I was tenish.**

21          Q           Okay.

22          **A           And then early '90s, I think her**  
23   **house was finished '91, '92.**

24          Q           Okay. And when you say her house was  
25   finished, who built her house?

1           **A           My husband.**

2           Q           Okay. Did he convert her home from  
3 another structure or --

4           **A           Built from the ground up.**

5           Q           Okay. Let me go back to the  
6 converted garage. Was it attached or detached?

7           **A           Attached.**

8           Q           Okay. And other than the space  
9 heater for heat, obviously, do you know if there  
10 was anything in there for air-conditioning or a  
11 window unit?

12          **A           No ventilation system that I know of.**

13          Q           Okay.

14          **A           I'm sure of that. And as far as**  
15 **air-conditioner, I'm not sure.**

16          Q           Okay. So there was a door that led  
17 directly from the garage into the home; is that  
18 right?

19          **A           There was a door that closed off the**  
20 **studio portion to the back work room area where the**  
21 **kilns were, the little five by ten area. And then**  
22 **from that five by ten area, there was a door that**  
23 **went into the house.**

24          Q           Okay. Okay. So the back room led  
25 directly into the house?

1           A           Uh-huh. Into a -- through a door.

2           Q           And in the Route 4 home or in that  
3   studio, you described the table as circular and  
4   narrow?

5           A           Yeah. It seems like they were  
6   circular or maybe like horseshoeish. It was  
7   designed in a such a manner that the people sat on  
8   the outside of the circle and she was on the inside  
9   of a circle or oval.

10          Q           Okay. And, again, this was a one-car  
11   garage that was converted; is that right?

12          A           Yes.

13          Q           Okay. The -- do you remember how  
14   many tables were in there?

15          A           No, I don't.

16          Q           Okay. And do you remember the  
17   average number of students that were in each class?

18          A           It was basically full all the time of  
19   people.

20          Q           Okay.

21          A           And it was also seasonal. So, you  
22   know, you do ceramics for Christmas, all your  
23   different holidays. So the numbers vary, and it  
24   was, you know, at people's convenience, discretion.

25          Q           Okay. And was she only teaching

1 ceramics, or was she teaching other arts?

2 A At that point, she was teaching only  
3 ceramics.

4 Q Okay. And you said at that point.  
5 Did that change?

6 A It did. As she got older, she  
7 started to do the tole painting and those kind of  
8 things. You know, working at the mixed media arts  
9 at the Senior Center.

10 Q Okay. And what is tole painting?

11 A Tole painting is painting on wood.  
12 Think of some of your like folk art painting  
13 things, wood and just different free hand painting  
14 on those.

15 Q Okay. Did she -- as part of the  
16 ceramics, tell me some of the things -- or what was  
17 the -- what would she make? What types of  
18 ceramics? What was the range of the types of  
19 forms?

20 A All right. First of all, these were  
21 ceramics that did not come from you sitting down  
22 with a chunk of clay and doing something or working  
23 on a wheel. That was not the kind of ceramics that  
24 she did. The kind of ceramics that she did was in  
25 those exhibit photos, those are molds, and you take



1 the mold, you pour a liquid clayish material, which  
2 is called slip into those molds. You let it adhere  
3 to the mold to a certain thickens and you dump out  
4 the access, and you put the mold to the side and  
5 you let it dry. Then you open it up, and whatever  
6 it was -- say it was Santa Claus, you open up the  
7 mold all around it. You end up with a greenware  
8 Santa Clause. Very soft. Very fragile. Easy to  
9 break. You clean up around the little seams. You  
10 sand it. You make it look nice and clean it up,  
11 and then it goes to the kilns to be fired. And  
12 when it's fired, it comes out as a product called  
13 bisque, b-i-s-q-u-e, I think that is the way that  
14 is spelled. And then it's -- it's hard and then  
15 you can manipulate it. You can paint it. Lots of  
16 different painting techniques you can use. Some  
17 techniques you paint the bisque directly and it's  
18 done. Other techniques you put other types of  
19 paints on them like glazes, and then they would  
20 have to be refired.

21 Q Okay. Did she only do ceramics, or  
22 did she make other things that were fired in the  
23 kilns such as jewelry, or could jewelry be fired?

24 A Not jewelry, but there are things --  
25 well, okay. Let me clarify that. She did some

1     porcelain work. There were molds for like -- I  
2     don't even know what you would call them, like  
3     cameos. That's what I'm trying to think of.

4             Q         Okay.

5             A         So like she would pour the cameo mold  
6     and fire it to the porcelain, and then she would  
7     paint that and she might stick a hole in it and put  
8     a chain on it. So your thoughts about jewelry  
9     would be along that line, not things like you and I  
10    are wearing.

11            Q         Okay. But I noticed your jewelry. I  
12    am just curious if that was anything that --

13            A         No.

14            Q         -- she could make, or if her art  
15    extended into that --

16            A         No.

17            Q         -- and those types of things.

18                     Okay. With respect to the  
19    ceramics -- and I know you reference that it's not  
20    a clay from a wheel, but it was a liquid type clay?

21            A         Yes. It's called slip.

22            Q         Okay. When you say slip, is that  
23    just the type of clay? That's not a brand, for  
24    example?

25            A         No. I think it's a type.

1           Q           Okay. What types of slip or clay did  
2 she use?

3           A           Not a clue.

4           Q           Okay.

5           A           It just usually came in a -- in a big  
6 container.

7           Q           Can you describe that container for  
8 me?

9           A           No, I can't.

10          Q           Okay.

11          A           Sometimes in a bucket. Sometimes in  
12 a box with a bag in it. That's about the best I  
13 can do.

14          Q           Okay. And were they like one pound  
15 bags like flour or sugar or like five pounds like  
16 paint containers?

17          A           Maybe like -- maybe like five pounds.

18          Q           Okay.

19          A           And then you could get it in like  
20 five gallon containers or buckets.

21          Q           Okay. And you don't know what kind  
22 or type. Do you remember if it was -- what color  
23 it was in terms of gray, red or --

24          A           It's kind of -- it's kind of a muddy  
25 looking mixture.

1 Q Okay.

2 A It looks like mud, wet mud.

3 Q Okay. And who supplied -- or where  
4 would she get those?

5 A She would get that at Stu-doodle as  
6 well.

7 Q Okay. Did she have any other  
8 suppliers? I am going to say art supplies, or  
9 where she would purchase other art supplies from?  
10 Any other locations?

11 A Not that I can -- not that I can say.

12 Q Okay. You referenced the one in  
13 Virginia, I believe it was. I don't remember where  
14 you said that was located.

15 A All I know is we got off on Witchduck  
16 Road.

17 Q Okay.

18 A And I remember that because it's  
19 just -- it's a funny name.

20 Q And about how far away is that?

21 A An hour.

22 Q Okay. And is it just on the other  
23 side of the Virginia line? Is it further on into  
24 Virginia?

25 A A little further into Virginia.

1           Q       Okay. Was that in terms of  
2   Chesapeake or more toward Norfolk, or do you have  
3   any directional --

4           A       Probably Virginia Beach.

5           Q       Okay.

6           A       You would turn and go towards  
7   Virginia Beach, but I don't know enough about that  
8   area. I know how to go where I need to go and  
9   that's that.

10          Q       All right.

11          A       Like I said, I remember that name  
12   simply because it was a funny name.

13          Q       Sure. Sure.

14                   How often would you guys go to  
15   Virginia Beach?

16          A       Oh, not that often. Maybe every two  
17   or three months.

18          Q       And would you go for other reasons?  
19   For example, to go to the beach or --

20          A       Primarily -- okay. I'm sorry.

21          Q       Go ahead.

22          A       When we went to the ceramic place on  
23   Witchduck, it was to -- for her to purchase molds  
24   because they sold a lot of molds, and they also  
25   sold a lot of greenware, the ceramics that they had

1     poured from their molds, ones that she didn't have.

2             Q        Okay.

3             A        So she would go and buy greenware  
4     from other places so that she had a large inventory  
5     for her students to choose pieces from.

6             Q        Okay. I'm going to come back and ask  
7     you about that one.

8             A        Okay.

9             Q        And I apologize for just jumping  
10    around here.

11            So you would go maybe every two to  
12    three months to the ceramic store? I don't know if  
13    you would call it that, or art supply store or --

14            A        Yeah, a ceramic store.

15            Q        Ceramic store?

16            A        It was a ceramic store.

17            Q        Okay. Off of Witchduck Road.

18            Would you go to Virginia or that  
19    general area for other reasons? For example, to go  
20    to the beach or --

21            A        Oh, no.

22            Q        -- or for social --

23            A        No. I mean, not really.

24            Q        Okay. Did you have family, for  
25    example --

1           **A       No.**

2           Q       -- that you would visit in or around  
3   there?

4           **A       No.**

5           Q       Okay. I'm going to go back to the  
6   slip material. Again, this is just a generic name  
7   for the clay that you're referencing?

8           **A       Yeah.**

9           Q       Okay. Is that -- when you call it  
10   slip, is that in the powder form, or is that after  
11   it's been mixed?

12          **A       It's in a liquid form.**

13          Q       It's in a liquid form?

14          **A       Yes.**

15          Q       So in the powder form, would that be  
16   called -- is that just clay or --

17          **A       I don't know what you would call it**  
18   **in a powder form. The only thing that I'm aware of**  
19   **is that you can buy the big square mounds of clay,**  
20   **which people put on a wheel --**

21          Q       Okay.

22          **A       -- and form their own stuff, or that**  
23   **slip in that liquid form.**

24          Q       Okay. Did your mom ever do any of  
25   the -- what you called the square mounds?

1           **A       No, she did not.**

2           Q       Did she ever work on the wheel for  
3   molding?

4           **A       Nope.   Never did.**

5           Q       She primarily used the slip material?

6           **A       That's all she used.**

7           Q       Okay.

8           **A       She either pour her own with the slip**  
9   **or she bought greenware from, you know, Stu-doodle**  
10 **or that place in Virginia.**

11          Q       Okay. Do you know if you still have  
12 any of that in her storage or -- I don't know if  
13 you call it a studio or her storage facility?

14          **A       I don't recall seeing any of that.**

15          Q       Okay. When you say you can't recall  
16 seeing any of that, is there another similar clay  
17 product that you remember seeing?

18          **A       No.**

19          Q       Okay.

20          **A       I don't recall seeing any slip**  
21 **anywhere.**

22          Q       Okay. And I guess it wouldn't be  
23 slip if it's in a liquid form because once you put  
24 it into a liquid form you would have to use it.

25          **A       Yeah. By this time it would be**



1     **probably no good, hard.**

2             Q       Right. Dried out?

3             **A       Yeah.**

4             Q       Right. Right.

5                    Okay. What about in terms of the  
6     buckets or bags of clay?

7             **A       No.**

8             Q       Do you know if she has these?

9             **A       No. She didn't -- she didn't -- she**  
10    **did not buy any of those clay box squares.**

11            Q       Okay.

12            **A       She had no use for them.**

13            Q       Okay. What about the buckets, the  
14    containers of clay or the bags, the five pound --

15            **A       The buckets of slip.**

16            Q       Right.

17                    Were there any of those that were  
18    still in the studio or storage building?

19            **A       Not to my knowledge.**

20            Q       Okay. I want to ask you about --  
21    well, other than the clay that was turned into the  
22    slip material, was there any other type of clay  
23    product that she used for the molds?

24            **A       Uh-uh.**

25                    MR. SEALEY: Object to the form and

1           the characterization of the slip.

2   BY MS. DRAYTON:

3           Q       The powered clay, would you call it  
4   powdered clay?

5           A       No.

6           Q       Okay. Describe it for me.

7           A       Are you talking about the slip?

8           Q       Before it became a slip. Before it  
9   was --

10          A       She didn't mix it. It came --

11          Q       Okay. Premixed.

12          A       -- premixed.

13          Q       Okay.

14          A       It came already in a five gallon  
15   bucket usable.

16          Q       Okay.

17          A       Liquid mud.

18          Q       And once -- then once it was opened,  
19   could you reseal it or did it have to be used?

20          A       Yeah. It was like any five gallon  
21   bucket. You could press it and tighten the lid on  
22   it.

23          Q       Okay. Tell me about the greenware  
24   you were describing. Is that a type of ceramic  
25   or --

1           A           It's part -- it's in the process in  
2   the -- creating -- how do I say this? You pour the  
3   liquid slip into these molds. It hardens. You  
4   take it out, and it is fragile when it comes out.  
5   It's easily broken -- just -- and it's called  
6   greenware.

7           Q           Okay.

8           A           And then you take that greenware and  
9   you fire it in the kilns and it gets harder, and it  
10  is then called bisque.

11          Q           Okay. Can you mold the greenware, or  
12  it's already in a mold form?

13          A           Whatever the mold was that you poured  
14  it into, that's what it's going to come out looking  
15  like.

16          Q           Okay. The -- I know you mentioned  
17  the glazes. Would you put on the glaze after the  
18  product had already been fired in the kiln once?

19          A           Once, yes.

20          Q           And then you would glaze?

21          A           And then it would be fired again.

22          Q           Okay.

23          A           And glaze is just a simple term for  
24  the type of paint you are using.

25          Q           Okay. Other than glaze, is there any

1 other material or product that you would put on a  
2 mold?

3 **A Or on a piece of bisque?**

4 **Q** On a piece of bisque, right. Any  
5 other stains, paints, things I may be familiar  
6 with?

7 **A Yes. There are -- there's all**  
8 **different types of paints that you can use in**  
9 **ceramics. Some of them you use on a product and**  
10 **when you finish painting it, it's done. Those they**  
11 **typically refer to as stains. And then the glazes**  
12 **are the ones that would have to be fired again.**

13 **Q** Okay. Do you recall any type --  
14 specific types of brands or types of glazes? For  
15 example, you know --

16 **A The one that sticks out, I know Gare,**  
17 **G-a-r-e, and Duncan, D-u-n-c-a-n. Those are the**  
18 **only two types of paints that I can recall. It**  
19 **seemed to be, you know, frequently she had those**  
20 **around.**

21 **Q** Were those paints or were those  
22 glazes, or are you using that interchangeably?

23 **A Both.**

24 **Q** Okay.

25 **A Both.**

1           Q           Okay. That's who made both those  
2 types.

3                   The porcelain mold, was that a  
4 different product to make porcelains in terms of  
5 the --

6           A           The slip -- the slip that you used to  
7 pour porcelain was different than the slip that you  
8 used to pour greenware.

9           Q           Tell me about the slip you would use  
10 for the porcelain.

11          A           I couldn't tell you about it.

12          Q           Okay.

13          A           I mean, you use this over here for  
14 the -- pouring the greenware, and this over here  
15 was a little different. It seems to have a little  
16 bit of a pinkish hue to it, whereas this over here  
17 was a little more grayish.

18          Q           Okay.

19          A           That's the extent of what I can tell  
20 you their differences.

21          Q           And when you say the pinkish hue,  
22 that was in porcelain versus the grayish was the  
23 regular slip for the regular molds?

24          A           Yep.

25          Q           Okay. Did the porcelain slip also

1     come in five gallon buckets, or what form did it  
2     come in?

3             A           It came in some form of a liquid  
4     container, but I rarely poured or worked with  
5     anything that was porcelain. So my experience with  
6     the porcelain stuff is extremely small.

7             Q           Okay. Meaning you just didn't do a  
8     lot yourself?

9             A           I did not.

10            Q           You didn't make a lot of those  
11   products yourself?

12            A           I didn't -- I wasn't interested in  
13   porcelain at all.

14            Q           Okay.

15            A           So, therefore, I didn't paint  
16   anything that was porcelain. And the pouring of  
17   those molds that you -- she didn't -- you didn't do  
18   big things. I'm talking like little cameo brooches  
19   or little arms and legs and heads to make dolls  
20   from. Those were small. So I don't believe there  
21   were large buckets of porcelain.

22            Q           Okay. Are there any other products  
23   in the ceramics, or used on the ceramics that we  
24   haven't talked about or --

25            A           I don't think so.

1 Q -- you remember using?

2 A Not that I can recall.

3 Q Okay. I'm going to ask you just  
4 generally in terms of that process. I know you've  
5 already described the kilns. In the Route 4  
6 address, there were two in the back room; is that  
7 right?

8 A Yes.

9 Q Okay. Do you know what make or model  
10 those were? Do you remember seeing the names on  
11 them?

12 A Not that I can remember.

13 Q Okay. Were those the same two kilns  
14 that moved over to the Afton Farms address?

15 A Yes, they were.

16 Q Did she only ever own two kilns in  
17 her lifetime?

18 A Yes.

19 Q Okay. Did either of those ever burn  
20 out or stopped working?

21 A They were working the last time they  
22 were used.

23 Q Okay. Can you -- again, I'm not  
24 familiar with kilns or this process. So you may  
25 have to educate me, and my questions may not make

1     sense, but in terms of the size, can you describe  
2     each of the kilns if they were different in size,  
3     shape and those kinds of things?

4             **A           Both round. One was smaller than the**  
5     **other, maybe half the size of it.**

6             Q           Okay. And I wanted to ask in the  
7     pictures. Do you remember if they were in the  
8     pictures?

9             **A           Yes, they were in the pictures.**

10            Q           Okay. And I'm just going to show  
11   you -- this one has been marked as Exhibit 2. Can  
12   you flip to the picture of the kiln if they are  
13   both shown on there or just one? I don't want to  
14   get those out of order. Maybe we should number  
15   those.

16            **A           There it is.**

17            Q           Okay. And for the record you're  
18   showing in the photograph -- it looks like there is  
19   maybe a sun -- I don't know if that is a Sunkist  
20   container in the bottom right corner?

21            **A           This is a -- this is a cooler.**

22            Q           A cooler. Okay.

23            **A           This is the large kiln here**  
24   **(indicating).**

25            Q           Okay. And you're pointing to the top



1 of the --

2 A You can only see the top portion of  
3 the kiln here. There's other things in front of  
4 it. This big cooler mainly.

5 Q Okay.

6 A But this is the top of the kiln. You  
7 can see this red portion right here. Compare it to  
8 this red portion here. This is the control panel,  
9 and this is the lid that lifts up. And this one  
10 here is the smaller one so you can kind of get a  
11 general comparison.

12 Q Okay. And the red portion that you  
13 just pointed to, that's the control?

14 A Uh-huh. That's where you turn it on.  
15 That is also where the little button is that you  
16 push that allows you to set the pyrometric cone in  
17 it, and then you -- once you have the cone set, you  
18 release it and then it's locked into that.

19 Q And on that same photograph -- I'm  
20 sorry, I was going to ask while you have that  
21 handy. I believe that you talked about being able  
22 to look into the kiln and see the cone; is that  
23 right? Can you look in and see it through a window  
24 or viewing?

25 A While it's firing, no.

1 Q Okay.

2 A You have to lean over into the kiln.  
3 You're holding a button. I did it right hand  
4 pushing the button on the outside, whereas my left  
5 hand has the cone in it and I'm leaning over and  
6 I'm fixing it in that little prong like structure.  
7 And once I get it in there, I release my right hand  
8 and it sets. Then I stand up and close the lid and  
9 then you can turn it on.

10 Q Okay. So all that is before you  
11 fire --

12 A Correct.

13 Q Before you first fire it?

14 A Correct.

15 Q You don't have it on with the door  
16 open; is that right?

17 A Oh, no. No. No. No.

18 Q Okay. And when you're saying you are  
19 using your right hand, if you look in the one  
20 photograph with the red panel I am going to call  
21 it, your right hand is on this red panel to push a  
22 button; is that right?

23 A Yes.

24 Q Can you tell me where that button is?  
25 Is it towards the bottom, in the middle? It looks

1     like there is lot of different --

2             **A           Can you see this plate here**  
3     **(indicating)?**

4             Q           Yes.   Yes.   In the center?

5             **A           Yes.   It's right there in that little**  
6     **plate area.**

7             Q           Okay.   And then is the handle right  
8     at the top?   You can't see the smaller one.   It  
9     looks like there's a piece of -- a wood square --

10            **A           Right.**

11            Q           -- on top of it.   The handle is right  
12   above the red?

13            **A           But you can see on this one --**

14            Q           Yes, ma'am.

15            **A           -- that there's a handle there.**

16            Q           Okay.

17            **A           And that's what you would raise the**  
18   **lid up so you can do what you need to do inside as**  
19   **far as loading the kiln versus taking things out of**  
20   **the kiln.**

21            Q           Okay.   And where would you put the  
22   pyrometric cones?   Inside of it?

23            **A           Inside.**

24            Q           Okay.   Is it next to -- I was  
25   thinking you can see the cones through a window or

1 viewing panel from the outside?

2 A It may be that there are some that  
3 you can see that with.

4 Q Okay.

5 A We never -- we never -- we don't  
6 have -- we didn't have that kind of a kiln. Now,  
7 you see these little things right here?

8 Q Okay.

9 A Okay. Those could be moved to allow  
10 hot air out of them.

11 Q Okay.

12 A Maybe -- maybe for lack of a better  
13 word it would be like a little vent holes.

14 Q Okay.

15 A Maybe that's what you're thinking  
16 about as far as being able to see the cone, but I'm  
17 telling you these things are very hot, very high  
18 temperatures. And once the cone melted, it  
19 triggered the cut off switch by itself. So there  
20 was no need to be lifting the lid. You couldn't --  
21 you didn't lift the lid to be looking inside and  
22 seeing what the cone was doing. You relied on the  
23 cone doing its job.

24 Q Okay. That was my next question in  
25 terms of how you knew the cone was melted, but it

1 actually triggered the switch?

2           **A           It shuts off.**

3           Q           Automatically?

4           **A           Uh-huh.**

5           Q           Again, I'm just not familiar with the  
6 kilns themselves. Are they set on timers or you  
7 set them at a temperature in terms of running? How  
8 does that work?

9           **A           To best of my knowledge, you put the**  
10 **cone in and you cut it on, and it ramps up, gets**  
11 **hot. And when it melts that cone, it flips a**  
12 **switch and it cuts itself off. That has always**  
13 **been my basic understanding of how they worked.**

14          Q           Okay. And I know this may be  
15 difficult to gauge because every mold is different,  
16 but about -- on average, how long is the kiln  
17 running or firing? Is it -- I have no clue, an  
18 hour, six hours --

19          **A           Oh, no. No. No.**

20          Q           Okay.

21          **A           I would say on average you would**  
22 **start it today, and then it would be tomorrow that**  
23 **you would be able to take things out of it because,**  
24 **you know, these things inside are hundreds of**  
25 **degrees, and they've got to cool. If you open that**

1     thing up, they -- they crack and break. They have  
2     to cool off. So I'm going to say a 24-hour period  
3     give or take.

4             Q           Okay. And in the smaller size kiln,  
5     how many products or molds could you fit in one to  
6     be fired at one time?

7             A           Pieces of greenware. Pieces of  
8     bisque. Okay. It really depends on the size of  
9     the -- of the piece.

10            Q           Okay.

11            A           Of course, if you have smaller  
12     pieces, you can get more in there. If you're doing  
13     large pieces, like ginger jars that would be used  
14     for lamps and things like that, you know, they're  
15     about this tall. Some of the Christmas trees, the  
16     ceramic Christmas trees that you see with the  
17     little plastic bulbs in them.

18            Q           Yes.

19            A           You know, they are upwards to this  
20     size. So if you were going to do a Christmas tree,  
21     one large Christmas tree, that's all you'd get in  
22     that small one.

23            Q           Okay. What about the -- but if  
24     you -- well, let me go back to the small one. If  
25     you are doing several small pieces, could you

1 put -- fit five? I don't know what --

2 A It's hard to say --

3 Q Okay.

4 A -- because, again, a small piece  
5 could be something an inch tall or four or five  
6 inches in comparison to like that Christmas tree --

7 Q Right.

8 A -- being a foot or more taller. You  
9 had to build shelves in it for these pieces to sit  
10 on. So if it weren't so long ago, I could probably  
11 give you a more accurate number as far as loading  
12 the kiln, but really all I can say is that it just  
13 depends on the size of the pieces that you're  
14 firing.

15 Q Okay.

16 A They can't touch each other so --

17 Q But it would be somewhat like an oven  
18 in terms of having shelves or you can put layers?

19 A Yes. Yes.

20 Q Okay. When you are looking inside  
21 the kiln, is it just shelving, or what was -- what  
22 does the inside look like?

23 A Technically, it is an empty oven.  
24 It's an empty round oven. And you have shelves,  
25 little shelving units that go with these kilns and

1     **these little pedestals that they sit on.**

2             Q       In terms of -- is it -- well, the  
3     inside of the kiln is it smooth like the inside of  
4     your oven? Is it rough like a cement type rough  
5     texture or what would -- how would you describe  
6     that?

7             A       **It's -- it's like -- I don't know,**  
8     **like brick inside maybe.**

9             Q       Okay. Like -- sort of like the brick  
10    on your home?

11            A       **Yeah.**

12            Q       Kind of?

13            A       **No.**

14            Q       Okay.

15            A       **I wouldn't compare it to your home**  
16    **because it seems to be more porous, but I really**  
17    **don't know what it's called.**

18            Q       And was it just brick on the bottom  
19    and on the sides just surrounded in this one brick  
20    material?

21            A       **Yeah. Inside the kiln, you know.**

22            Q       Okay. And was that -- over time did  
23    that come apart or was it --

24            A       **No. Whatever that was, it was there.**

25            Q       Okay.



1           **A           It's still there.**

2           Q           And, again, forgive me for just a  
3   lack of knowledge on kilns, but did they ever have  
4   to be refurbished, worked on?

5           **A           Not that I have any knowledge of, no.**

6           Q           Okay. Or repaired in some way?

7           **A           Uh-uh.**

8           Q           You have no clue of what that would  
9   be?

10          **A           No.**

11          Q           Okay. I want to go back to -- and  
12   you may not have to look at the picture, but you  
13   were showing me those sort of triangle -- I don't  
14   know if you call them vents or windows or what you  
15   described those on. Were there only two of those  
16   on each kiln?

17          **A           I couldn't say.**

18          Q           Okay.

19          **A           You know, I hadn't even -- you know,**  
20   **wasn't even thinking that -- it took me a minute to**  
21   **look at it and going, oh, yeah, you know, but you**  
22   **wouldn't -- number one, you can't touch the kiln.**  
23   **I mean, this is way hotter than an oven. And you**  
24   **would not -- it's there so that you could probably**  
25   **push it open a little bit to vent --**

1 Q Okay.

2 A -- the heat, but she didn't -- she  
3 didn't do that. She -- their primary purpose, what  
4 they are there for -- she just didn't do it. She  
5 waited for the kilns to cool off, you know.

6 Q Okay. And when you say you can't  
7 touch it, do you mean from the outside?

8 A Yeah, from the outside. Yeah, you  
9 don't touch it.

10 Q Okay.

11 A Once they're on, you just stay away  
12 from it.

13 Q Okay. And the reddish -- I'm not  
14 sure what we can call that, control panel, is that  
15 any type of vent there? I can't -- it's hard to  
16 see in the photograph. Is it like a --

17 A No. I don't believe there was any  
18 kind of venting there. I think it's just that they  
19 had -- that was an easy product to pull out and  
20 stick there. No, I really don't know.

21 Q Okay. But in terms of like exhaust,  
22 or do you remember warm air or air coming out of  
23 that piece of equipment --

24 A No.

25 Q -- that red panel?

1           **A**       **No. No. There was no blower of air**  
2   **on these at all.**

3           **Q**       Okay. That was my other question.  
4   Was there any type of exhaust unit?

5           **A**       **No.**

6           **Q**       Okay. And they weren't -- neither  
7   one of the kilns was -- had any type of exhaust  
8   connection that would go to the outside?

9           **A**       **No.**

10          **Q**       Sort of -- and I'll compare that  
11   maybe to your stovetop. You have a vent --

12          **A**       **No.**

13          **Q**       -- above your stovetop that goes to  
14   the outside?

15          **A**       **Nope.**

16          **Q**       Okay. Were there any types of vents  
17   like a stovetop vent in her studio?

18          **A**       **No, there were not.**

19          **Q**       Okay. And I probably should be  
20   clarifying. Was that for both locations either the  
21   Route 4 or at the --

22          **A**       **Yes, both locations.**

23          **Q**       Okay. At the Afton Farms neither one  
24   had the vents?

25          **A**       **No, they did not.**

1           Q       Okay. And do you remember where your  
2 mom purchased these, or how she acquired the kilns?  
3 Were they gifted to her?

4           A       **No, they were not gifted. They were**  
5 **bought new, but what process she went through to**  
6 **buy that I can't tell you.**

7           Q       Okay. And do you have a  
8 recollection -- and, again, you may use a frame of  
9 reference as to how old you were, or where you were  
10 in school in terms of when those were purchased?

11          A       **They would have been purchased in the**  
12 **early '70s when she first started doing her own.**

13          Q       Okay. Did she purchase both at the  
14 same time, or did she buy, for example, the small  
15 one first?

16          A       **I'm not sure.**

17          Q       Okay. And in terms of -- and I  
18 should go back and ask. Is Mr. William -- I don't  
19 want to pronounce his name wrong incorrectly.

20          A       **Bunnell.**

21          Q       Bunnell. Is he still living?

22          A       **No.**

23          Q       Okay. Did anyone else work with her  
24 in the studio other than yourself regularly on a  
25 regular basis?

1           **A       No.**

2           Q       Other than yourself or Mr. Bunnell,  
3   is there anyone that would know or remember when  
4   she purchased those kilns?

5           **A       No.**

6           Q       Is that anything that Gene did with  
7   her?

8           **A       No.**

9           Q       And Gene never worked on any ceramics  
10   with her?

11          **A       (Nods head.)**

12                   MR. SEALEY: Verbal answer.

13                   THE DEPONENT: Uh?

14                   MR. SEALEY: Verbal answer.

15                   THE DEPONENT: Oh, no. Sorry.

16   BY MS. DRAYTON:

17           Q       Sorry. I'm bad about it myself.

18           **A       You just need to stick me or poke me.**

19           Q       And I -- and forgive me if I've asked  
20   or if you went over some of these with Drew. I  
21   just didn't have my notes or I don't remember. In  
22   terms of on the average number of times that she  
23   would fire the kilns, was that every day, once a  
24   week? How often was that?

25           **A       I would say probably every day.**

1           Q           Okay. And was that every day during  
2 a school year, calendar year, or was that  
3 throughout the entire year including summer?

4           A           I mean, she had ceramic classes going  
5 all the time. And, you know, she had lots of  
6 students cleaning greenware and painting and doing  
7 those things. So in order for everything to be  
8 ready for them the next time they came to class,  
9 she was firing a lot.

10          Q           And would -- when you say the kilns  
11 are being fired every day, do you mean both were  
12 being fired probably at the same time every day?

13          A           At times, yes.

14          Q           Okay.

15          A           And then I'm sure there were probably  
16 times when it was just one of them going, but, you  
17 know, I remember both of them going.

18          Q           Okay.

19          A           And the smaller one could really be  
20 fired more often because with it being smaller, it  
21 ramps up faster and it cools down faster than that  
22 big one.

23          Q           Okay. So, for example, when you  
24 talked about the average time one piece would take  
25 in the firing of the kiln --

1           **A       Right.**

2           Q       -- it would be about 24 hours.  You  
3 think that might be less for the smaller one?

4           **A       I think that it would be less for the**  
5 **smaller one.**

6           Q       And I think you said you don't know,  
7 but I just want to make sure.  Do you have a  
8 recollection of where she would have purchased  
9 those kilns --

10          **A       I don't.**

11          Q       -- or anyone she would purchase them  
12 from?

13          **A       I don't.**

14          Q       Okay.  Is that anything the school  
15 would have purchased for her?

16          **A       Oh, no.**

17          Q       Okay.

18          **A       No.  No.**

19          Q       Okay.  And you're quick to say, oh,  
20 no.  Do you --

21          **A       And the reason why I say that is**  
22 **because the way the continuing education classes**  
23 **worked, COA got their tuition money and they didn't**  
24 **provide them with anything and they didn't provide**  
25 **her with anything.  That was their at -- whatever**

1     **they purchased.**

2             Q        Okay.

3             **A        The students purchased. Their own**  
4     **greenware and paints and things like that. It was**  
5     **like an opportunity to do it.**

6             Q        Okay. Did they purchase -- did the  
7     students purchase supplies from her or did they  
8     purchase them from --

9             **A        They bought them from her.**

10            Q        Okay. And where did she purchase  
11   most of those supplies?

12            **A        Stu-doodle.**

13            Q        And I want to go back and ask a  
14   couple of things with respect to the molds. I  
15   think that you described once they would be fired  
16   and you would bring them out and they were dry,  
17   would you -- what would you do with them next other  
18   than painting them? Would they be sanded or  
19   further molded or --

20            **A        Okay. Going back to this exhibit on**  
21   **page 2. This is a picture of the molds, okay. The**  
22   **liquid slip was poured into these molds together**  
23   **and they were opened after they were dried, and you**  
24   **take out the piece. That piece, of course, where**  
25   **the mold would come together would be like a seam**



1 line. So you always had the seams wherever the  
2 mold was together in pieces. Sometimes it was two  
3 pieces. Sometimes it was three or multiple pieces.  
4 And then you take small little tools, the little  
5 metal tools like little shavers and you just shave  
6 that seam line off. And take a small thing like a  
7 modified piece of sandpaper and kind of buff those  
8 edges and then they were fired.

9 Q And fired a second time basically?

10 A First time.

11 Q Okay.

12 A That's the first time.

13 Q Okay. That's the first time.

14 A That's the first time.

15 Q So obviously before you could shave  
16 or sand them, were they dry before you -- were they  
17 dry?

18 A The mold -- the slip would have to  
19 dry.

20 Q Okay.

21 A Okay. And then it was fired.

22 Q Okay. After you shaved it?

23 A Cleaned it up.

24 Q Okay. Was that a dusty process?

25 A Not really. I mean, it wasn't that

1     **bad.**

2             Q        Okay. Even with the sandpaper and  
3     using the --

4             A        It's just -- you're just kind of  
5     doing that (demonstrating) just very lightly, going  
6     over it. You know, you are not going to manhandle  
7     these pieces because they'll break. They're very  
8     fragile until they've been fired the first time.

9             Q        Okay. And then after fired the first  
10    time, would you then go work on the seams again?

11            A        No. You can't do anything with them  
12    at that point.

13            Q        Okay.

14            A        And then you paint.

15            Q        Okay. Are there any products that  
16    have to be fired twice?

17            A        If you use a type of paint that has  
18    to be fired twice, yes.

19            Q        And in between those firings would  
20    they have to be manipulated in some way?

21            A        No.

22            Q        Okay. What's the purpose of firing  
23    them twice?

24            A        Well, it depends on the paint. Say,  
25    for instance, you have poured a mug, just like a

1     coffee mug, you poured a mug. If you're going to  
2     use it as a mug, if you're going to put it in water  
3     and wash it, then it would have to have a second  
4     firing because the kind of glaze paint that you  
5     would use on it seals it and makes it so that you  
6     can use it in that manner.

7             Q        Okay.

8             A        So that would be one scenario.

9             Q        When you're firing it twice?

10            A        Uh-huh.

11            Q        Okay. Were there any other kilns in  
12     other locations that she would use?

13            A        Nope.

14            Q        For example, when she was taking  
15     classes at Stu-doodle before she owned her own,  
16     would she use those kilns?

17            A        No.

18            Q        Okay.

19            A        No. If anything was to be fired over  
20     there, they would -- they would do it.

21            Q        Okay.

22            A        Just like she did her own at her  
23     place.

24            Q        Okay. She wasn't actually the one  
25     firing it?

1           **A       No.**

2           Q       Okay. In the Route 4 address, the  
3 back room that was the five by ten room, there were  
4 two kilns in the home, and what else was in the  
5 back room?

6           **A       A workbench next to the kilns that**  
7 **had her cones that she used, shelves on the**  
8 **opposite wall that held the products that she**  
9 **was -- that were either waiting to be fired or that**  
10 **had been fired, and there was a small sink and**  
11 **that's it.**

12          Q       And in that back room was there one  
13 door that led to the main studio, and then one door  
14 that led back into the house?

15          **A       And one door that went outside.**

16          Q       Okay. So three doors all together?

17          **A       (Nods head.)**

18          Q       Was there any type of heating or  
19 air-conditioning in that -- in the back room  
20 itself?

21          **A       No.**

22          Q       Okay. Did she ever have fans?

23          **A       No.**

24          Q       Okay. While I'm on the topic with  
25 respect to the current studio. I'll say the

1 current. My understanding is that it still exists;  
2 is that right?

3 **A It does.**

4 Q Okay. And these photographs that  
5 were taken in January, is it still -- January of  
6 this year. Is it still in the same condition --

7 **A Yes.**

8 Q -- almost 12 months later?

9 **A Yes.**

10 Q Okay. Can you describe those rooms  
11 for me or this building?

12 **A The one that's on Afton Farms? That**  
13 **was her last location. This one that I took**  
14 **pictures of?**

15 Q Yes.

16 **A Okay. When you -- it's a long**  
17 **rectangle building.**

18 Q Okay.

19 **A So when you walk into the building,**  
20 **when -- when it was her studio -- and the first two**  
21 **rooms, when it was her studio, it looked this way.**  
22 **The way they look today is a different way.**

23 Q Okay.

24 **A So which one do you want me to**  
25 **describe?**

1 Q Sure. When it was her studio.

2 A You would walk in that door. To that  
3 right was a room that she called her office, things  
4 that she had painted. She had up there on the  
5 walls products that she had for sale, paints,  
6 brushes, those kinds of things and her desk was  
7 that room. Then you walked to the next -- down the  
8 hall. The next room was the classroom for lack of  
9 a better word. The tables in that room were set up  
10 with -- in a U-shape. They were probably this  
11 width here (indicating). That's what, four foot?

12 MR. SEALEY: The two tables combined?

13 THE DEPONENT: The two tables  
14 combined.

15 BY MS. DRAYTON:

16 Q Okay.

17 A Okay. And chairs were on both sides  
18 of the table.

19 Q And when you say a U-shape, there  
20 were two tables? So we are sitting at two smaller  
21 tables that are together. I believe you said four  
22 feet?

23 A Well, I believe it was just a four by  
24 eight sheet of plywood --

25 Q Okay.

1           A           -- is what I think it was --

2           Q           Okay.

3           A           -- on legs that were covered with  
4 paper, you know, that you can pick up and throw  
5 away when it got dirty.

6           Q           Okay. And those tables made a  
7 U-shape --

8           A           Yes.

9           Q           -- the four foot?

10          A           Yes.

11          Q           So the distance of the U --

12          A           Yes.

13          Q           -- or the width all around would be  
14 four feet?

15          A           Right.

16          Q           Okay. And anything else in that room  
17 other than a classroom?

18          A           Yes. In that room were shelves where  
19 students kept their work and things in greenware  
20 that she had for sale that either she had poured or  
21 she had bought from somewhere else. And that's --  
22 that's pretty much all that was in there. And then  
23 there was a door that was kept closed and that led  
24 to this mold room (indicating).

25          Q           And by when you said this mold room,

1     you're pointing to a photograph in Exhibit 2 that's  
2     got lots of shelves with the molds --

3             **A           Yep.**

4             Q           -- on the shelving?

5             **A           Yep.**

6             Q           Okay. And the mold room, that's also  
7     the room where the kilns were fired?

8             **A           That is correct.**

9             Q           Okay. And how large was that -- is  
10    that room approximately?

11            **A           I'm terrible with measurements.**

12            Q           Or maybe it's easier to compare a one  
13    car garage. Is it as large as a one car garage?

14            **A           Not -- not as -- I mean, you could --**  
15    **let's say a one car garage. You could fit a car in**  
16    **there.**

17            Q           Okay. Would you say that mold room  
18    was about the same size as the studio back on the  
19    Route 4 location or a little bit smaller?

20            **A           Maybe a little bit smaller.**

21            Q           Okay. And I see in the photographs  
22    it looks like there may be a window or two. How  
23    many windows?

24            **A           There's two windows, one on each**  
25    **side.**



1           Q       Okay. And those are two windows in  
2 the actual mold room?

3           A       Correct.

4           Q       Okay. If we go back to the  
5 classroom, were there windows in the classroom?

6           A       No.

7           Q       Okay. What about the office? Were  
8 there windows in the office?

9           A       Wait a minute. In the classroom,  
10 yes. I was jumping back to Route 4. I'm sorry.

11          Q       Okay.

12          A       Two opposite windows in the classroom  
13 and two windows in the office, one on the end like  
14 all of these and then one on the side --

15          Q       Okay.

16          A       -- which would have been the front.

17          Q       Okay. And in the office there was --  
18 when you walked in the front door of this  
19 building -- let me first ask. Is it joined with  
20 anything else? Is it a single building, her  
21 studio, at the Afton Farms, or is it connected?

22          A       It continued on.

23          Q       Okay.

24          A       In her -- when she moved to like tole  
25 painting, like I said, working with wood, she liked

1 to give my husband directions and orders on what he  
2 needed to go cut in the far back where the wood  
3 shop was.

4 Q Okay.

5 A And so she would tell him what to go  
6 cut, and he would go back there. And then the  
7 middle portion is nothing but storage.

8 Q Okay. So in this building there was  
9 a wood shop?

10 A On the far end.

11 Q Okay. And then just a general  
12 storage building?

13 A Yes.

14 Q Was it the size of a two car garage,  
15 a one car garage?

16 A Oh, this is like a 100 foot long  
17 building.

18 Q Okay.

19 A This is a long building.

20 Q Okay. And when you walked in the  
21 front door to -- could you walk from the outside  
22 directly into her portion or her studio?

23 A Yes.

24 Q Okay. And did you walk immediately  
25 into her office or was it down a hall?

1           **A**           There's a hallway that you can hang a  
2 right to go into her office. Continue down the  
3 hallway and that went into the studio portion of  
4 the classroom portion of it.

5           **Q**           Okay.

6           **A**           And then you had to go through a door  
7 to get to this here (indicating). It's the pouring  
8 room. And then you had to go through another door  
9 to get to the open area which is storage, and then  
10 through another door to get into my husband's wood  
11 shop.

12          **Q**           Okay. When you said the pouring  
13 room, is that the same as the mold room?

14          **A**           Yes, it is.

15          **Q**           Okay. So the mold room had one door  
16 that went to the classroom. Did it have a room  
17 that went to the outside --

18          **A**           No.

19          **Q**           -- or, excuse me, a door that went to  
20 the outside?

21          **A**           No door to the outside.

22          **Q**           Just the one into the classroom?

23          **A**           Uh-huh.

24          **Q**           Okay. So you couldn't -- or I guess  
25 it went into the hallway; is that right, the door

1 from the mold room into the hallway?

2           **A**           **No. The hallway -- when you went in**  
3 **the door to her portion, you have a narrow hallway**  
4 **that's maybe -- maybe 10 feet long.**

5           **Q**           **Okay.**

6           **A**           **And then it ends. Then you have the**  
7 **classroom and then the mold room.**

8           **Q**           **Okay. In that mold room -- I think**  
9 **I've already asked you, was there any type of hood**  
10 **ventilation over the kilns?**

11           **A**           **No.**

12           **Q**           **And there wasn't any type of**  
13 **ventilation such as a pipe or exhaust that was**  
14 **connected to the kiln that went outside?**

15           **A**           **No.**

16           **Q**           **Okay. And those were the only two**  
17 **kilns that she ever owned or fired at either the**  
18 **Route 4 or the Afton Farms location?**

19           **A**           **Yes.**

20           **Q**           **Okay. Do you know if either of the**  
21 **kilns contained asbestos?**

22           **A**           **No, I do not.**

23           **Q**           **Okay. Have you ever had them tested?**

24           **A**           **No, I have not.**

25           **Q**           **Okay. One of the photographs -- let**

1 me see if I have these in the same order. Maybe  
2 the second photograph we were talking about. Some  
3 of the molds. Let's see. Maybe it's the second  
4 photograph. Next to the shelving there's a couple  
5 of buckets. One is a white bucket and one looks  
6 like a gray bucket next to it. What are those  
7 buckets?

8           **A           Paint.**

9           Q           Paint?

10          **A           Paint.**

11          Q           Okay. Are those paint for --

12          **A           Exterior paint have nothing to do**  
13 **with the ceramics.**

14          Q           Okay. Paint for your house or  
15 buildings?

16          **A           (Nods head.)**

17          Q           Are those the same types of gallon  
18 buckets that the slip would come in, or did it look  
19 similar, different?

20          **A           They were five gallon buckets. I**  
21 **mean, you know, they were kind of generic. So it's**  
22 **possible. You know, it's been so long. I'm not**  
23 **100 percent sure, but I know these are paint**  
24 **buckets.**

25          Q           Okay. I don't believe I've asked

1     you, but in terms of the slip, we talked about how  
2     often she would purchase cones. How often would  
3     she purchase the slip product?

4           A        She bought it from Stu-doodle as  
5     well. And, you know, our trips up there I would  
6     say probably as often as the cones. I mean, we  
7     would go up there a couple -- three times a month,  
8     and she would purchase slip and cones, and I really  
9     can't say as, you know, how many of what was what.  
10    It was like she got it, put it in the car and we  
11    left.

12          Q        Okay. And you said you would go up  
13    there, where was Stu-doodle located in comparison  
14    to your house?

15          A        It shows an Elizabeth City address on  
16    that box, but it is in a portion of Pasquotank  
17    County that is just more commonly referred to as  
18    Newland.

19          Q        Okay.

20          A        It's in the rural part of the county,  
21    and it would take about 20 minutes to get there.

22          Q        Was -- is Stu-doodle located in  
23    someone else's home? Was it a commercial business  
24    in a --

25          A        I believe Stu-doodle was an old

1     school building at one point that they turned into  
2     a -- it still looked like an old school. So what  
3     they did to it to make it, you know, a ceramic  
4     studio, I can't speak of that.

5             Q        Okay. Do you know if it's still  
6     around?

7             A        It is not.

8             Q        Okay. How long -- or do you have a  
9     frame of reference as to when it went out of  
10    business?

11            A        No, I do not.

12            Q        Okay. Do you know who owned it? I  
13    know it's a small town, or know the family or --

14            A        It was -- it was family-owned and  
15    runned (sic), but I do not recall their names.

16            Q        Okay. Would you say it's been out of  
17    business 10 years, 20 years or longer than that?

18            A        As long as mom was doing ceramics up  
19    until 2000, I'm going to say that it was probably  
20    there. So, I mean, I just can't give you an idea  
21    of when it went out of business. I really don't  
22    know.

23            Q        Do you know any of your mom's friends  
24    or acquaintances that also purchased from  
25    Stu-doodle?

1           **A           Not purchase there, but worked there.**

2           Q           Okay. And are those -- any of those  
3 folks still living?

4           **A           Uh-huh.**

5           Q           And who are they?

6           **A           I know of one. Her name was -- is**  
7 **Elaine Garrett.**

8           Q           And she -- where does she live  
9 generally, in this area or --

10          **A           I think she lives over towards**  
11 **Edenton, which would be maybe 45 minutes away.**

12          Q           And you know that she's still living.  
13 How do you know that? Have you seen her --

14          **A           I have seen her.**

15          Q           -- or had any contact with her?

16          **A           I see her around.**

17          Q           Okay. Do you see her at -- socialize  
18 in the same circles or church?

19          **A           No. No.**

20          Q           Okay.

21          **A           You know, just passing.**

22          Q           Okay. And how long did she work  
23 there?

24          **A           I'm not sure.**

25          Q           Okay. And would you say the entire



1 time your mom was purchasing there or --

2 A A few years anyway.

3 Q Okay.

4 A I mean, but as far as, you know, her  
5 length of employment, I couldn't tell you that.

6 Q And about how old would you say she  
7 is, Ms. Garrett? Eighties? Seventies?

8 A Maybe 70s. I really don't know for  
9 sure.

10 Q Okay. Do you know when your mom  
11 first purchased anything from Stu-doodle?

12 A No.

13 Q Okay. And do you know when she first  
14 started purchasing products from the -- is it  
15 Witchduck?

16 A No. I don't have a clue.

17 Q Okay. Do you know if that  
18 business -- that company is still in business?

19 A Not to my knowledge.

20 Q Okay. And you don't have a frame of  
21 reference as to what the name of that is other than  
22 it's on Witchduck Road?

23 A It was on Witchduck Road.

24 Q Duck as in the animal, right?

25 A Uh-huh.

1           Q       Okay. Do you know the last time your  
2 mom purchased anything from that store?

3           **A       No, I don't.**

4           Q       Okay. Other than those two stores or  
5 companies, do you know of any others that your mom  
6 purchased any type of art supply, paints, any  
7 material from?

8           **A       (Nods head.)**

9           MR. SEALEY: You need to give a  
10 verbal response.

11          THE DEPONENT: Uh?

12          MR. SEALEY: A verbal response.

13          THE DEPONENT: Oh, I'm sorry. No, I  
14 don't.

15          Where's your stick?

16          MR. SEALEY: I know.

17 BY MS. DRAYTON:

18          Q       Did she ever purchase art supplies --  
19 and, again, I'm not knowledgeable about what all  
20 those may be, but from hardware stores or local  
21 hardware stores?

22          **A       Not to my knowledge.**

23          Q       Okay. Did she -- how did she  
24 purchase from Stu-doodle? Meaning, it was always  
25 in person. She would go to the store and purchase

1 things?

2 **A Yes.**

3 Q Okay. Did she ever purchase any  
4 materials -- or tools, materials, products,  
5 anything from catalogs or from books?

6 **A Not that I could say she did or**  
7 **didn't.**

8 Q Okay. Do you ever recall seeing her  
9 looking through tools or equipment catalogs for art  
10 supplies?

11 **A Oh, yeah. There's -- you know, she**  
12 **had lots of magazines dealing with ceramics,**  
13 **showing how to do different techniques and those**  
14 **kinds of things. And, you know, of course those**  
15 **things show items for sale, but whether or not she**  
16 **bought anything from them, I don't have a clue.**

17 Q Okay. Do you still have any receipts  
18 from purchases she made at Stu-doodle?

19 **A No. Not to my knowledge. I really**  
20 **don't have a clue.**

21 Q Okay. And I know some of these  
22 questions may seem far fetched, but I still need to  
23 ask.

24 Do you have any receipts from the  
25 Witchduck or duck location where she purchased

1 materials?

2           **A           No. Not to my knowledge.**

3           Q           Okay. Do you recall ever seeing any  
4 shipments, boxes, receipts from any catalogs or  
5 companies where she would order outside of --

6           **A           No, I do not.**

7           Q           Outside of North Carolina?

8                       Okay. In later years would she order  
9 products online from the internet?

10          **A           Nothing that had to do with ceramics.**

11          Q           Okay. With respect to the magazines  
12 that you were just describing, some arts magazines,  
13 was she a member of any organizations like at --  
14 local art organizations, or state or national type  
15 organizations?

16          **A           I'm going to say, yes, but can I name**  
17 **any of them? No.**

18          Q           Okay. Do you -- when you say yes,  
19 are you referencing meetings that she would attend  
20 regularly?

21          **A           No, not meetings.**

22          Q           Okay. What gives you a recollection  
23 that she was a member of some organization?

24          **A           Well, it's just like she has a**  
25 **certificate for, you know, ceramic teacher. You**

1     **know, I'm sure that is some kind of an**  
2     **organization, but do I know what they are? No.**

3             Q           Okay. Do you know if she would pay  
4     any, you know, monthly fee to -- or excuse me,  
5     maybe an annual fee to get certain magazines or to  
6     be a part of a ceramic group of any type?

7             **A           Not to my knowledge.**

8             Q           Okay. Did she attend any regular  
9     ceramic meetings or functions with other ceramic  
10    makers in the area?

11            **A           No.**

12            Q           Okay. Other than her work at  
13    Stu-doodle -- or training we should say, classes,  
14    was she an apprentice of sorts with anyone else, or  
15    did she learn from someone specifically?

16            **A           Not -- not that I can recall.**

17            Q           Did she have any close friends that  
18    were doing ceramics with her, alongside of her,  
19    maybe at their own studio?

20            **A           Not their own studio.**

21            Q           Okay.

22            **A           Friends come in and paint with her.**

23            Q           Did she have any friends or  
24    acquaintances that are still living that would do  
25    the ceramics work with her on a regular basis?

1           **A       No. Not that I can recall. I mean,**  
2   **most of them are gone.**

3           Q       Okay. Are there any other family  
4   members or -- I'm just going to broaden this,  
5   students or anyone else that you can think of that  
6   worked with her or were by her side doing the  
7   ceramics work during any portion, maybe you'll say  
8   a decade, the '70s, '80s or '90s, or different  
9   times?

10          **A       No. She worked by herself.**

11          Q       Okay. Going back to the firing of  
12   kilns. Would she do this at a certain time of day?  
13   How did that work in terms of the process?

14          **A       No rhyme or reason.**

15          Q       Okay. So she wouldn't start them up,  
16   for example, just after class ended?

17          **A       Nope. It was just when you had time**  
18   **to go in there and get it going.**

19          Q       And when the kilns were being fired,  
20   would she be working in the same room doing other  
21   projects?

22          **A       In and out.**

23          Q       Okay. And when the kiln was being  
24   fired, did it -- was it a loud noise? Was it soft  
25   tone? You couldn't hear it and you didn't know

1     that it was on?

2           **A**       **No. I mean, it was just on.**

3           **Q**       **Okay.**

4           **A**       **I don't remember.**

5           **Q**       And I know you said you couldn't  
6 touch it, or the outside of it when it was on.

7           **A**       **Uh-uh.**

8           **Q**       How long after it would turn off or  
9 cut off could you then open it?

10          **A**       **I can't give you a time frame. All I**  
11 **can say is when you could touch it, you opened it.**

12          **Q**       Okay. Did your mom ever wear any  
13 gloves to work in or around the kiln?

14          **A**       **No. Because she didn't touch it when**  
15 **it was hot.**

16          **Q**       Okay. So she didn't -- even when it  
17 was warm, for example. If you could open the lid  
18 at a certain time and it was still warm?

19          **A**       **She just didn't bother with it until**  
20 **it was cool enough for her to touch it.**

21          **Q**       Okay. Do you know if she wore any  
22 other type of -- I'm going to call protectiveware  
23 or gear?

24          **A**       **No.**

25          **Q**       Okay. And that would be -- I'm going

1 to ask any of this process whether it be the time  
2 she was pouring the slip until she was getting out  
3 the creases in the mold, did she ever wear gloves?

4 **A No.**

5 Q Okay. Did she ever wear a mask?

6 **A No.**

7 Q I don't know any other material that  
8 she would wear such as a smock or a gown or --

9 **A She would sometimes have a -- just**  
10 **a -- like a cloth apron on to keep the paint off of**  
11 **her when she was painting.**

12 Q Okay. Did William ever assist her  
13 with the ceramics work?

14 **A No.**

15 Q Okay. And when she was married to  
16 Victor, she was not doing ceramics at that point?

17 **A Correct.**

18 MS. DRAYTON: Okay. I know we have  
19 been going for a few minutes. Do you want  
20 to take a break?

21 THE DEPONENT: Sure.

22 MS. DRAYTON: I don't have too much  
23 longer, but --

24 THE DEPONENT: Well, I mean, you  
25 know --



1                   MR. SEALEY: I was going to ask for  
2                   one.

3                   MS. DRAYTON: It's a good time just  
4                   to go get something to drink and stretch  
5                   your legs. It shouldn't be that much  
6                   longer.

7                   (Off the record at 12:15 p.m. to  
8                   12:24 p.m.)

9 BY MS. DRAYTON:

10                Q       The storage building -- well, the  
11       location that is the photograph of Exhibit 2, I  
12       believe you said that has remained in the same  
13       condition as when you took these photographs in  
14       January; is that right?

15                A       **Pretty much, yes.**

16                Q       Okay.

17                A       **Now, I have gotten rid of some of the**  
18       **molds over time.**

19                Q       Okay. And --

20                A       **So that's the only thing that's**  
21       **different.**

22                Q       Okay. And in the last six months to  
23       a year, have you gotten rid of anything else other  
24       than molds?

25                A       **Uh-uh.**

1 Q Okay.

2 MR. SEALEY: Verbal answer.

3 THE DEPONENT: I'm sorry. No.

4 BY MS. DRAYTON:

5 Q I'm right here with you. I'm just  
6 not even correcting you either.

7 Has anything else in the storage room  
8 been tested for asbestos?

9 A No.

10 Q And I say storage room, I should be  
11 saying the studio or the location where the art  
12 tools and products are located?

13 A No.

14 Q Okay. Has anybody other than  
15 yourself or your family come into the studio to  
16 look around and look through the products to see if  
17 anything contains asbestos?

18 A No.

19 Q Okay. Has anyone from MVA been to  
20 the studio?

21 A No.

22 Q Has -- I'm going to ask you this  
23 question, but I don't want to ask you about any  
24 conversations you've had with Drew or anyone from  
25 Drew's office. All of that is confidential and

1 privileged. Has Drew or anyone from his office  
2 been to the studio and looked through the studio  
3 with you?

4 **A No.**

5 Q In the photographs that we looked at  
6 regarding Orton boxes, I believe you said there  
7 were 18 boxes. I'm not sure which photograph -- or  
8 how they're numbered there.

9 **A Eighteen boxes.**

10 Q Okay.

11 **A And three bags.**

12 Q Do any of those boxes have dates on  
13 them?

14 **A Not that I looked at.**

15 Q Okay. And do you know about the  
16 period of time when those boxes were purchased?

17 **A No.**

18 Q Okay. With respect to the three  
19 bags -- when I say bags, I think that's what you  
20 referenced there at the bottom?

21 **A Uh-huh.**

22 Q Are those also cones?

23 **A Yes.**

24 Q Are those the same type of cones  
25 shown in the boxes, or what's the difference in

1     those?

2             **A           I really don't know.**

3             Q           Okay. Do you ever remember your mom  
4     using the cones that are in the bags or those types  
5     of bags?

6             **A           No, I don't.**

7             Q           Okay. And are there any other cones  
8     in her storage facility, in her studio other than  
9     Orton cones?

10            **A           No.**

11            Q           Pyrometric cones, I should clarify.

12            **A           No.**

13            Q           Okay. And out of the 18 boxes that  
14   are shown here in the photograph in Exhibit 2, I  
15   see at least one that has the styrofoam in it. How  
16   many have styrofoam? Do you remember?

17            **A           I am not sure. I know I had that box**  
18   **open, and in any of the other pictures, I don't see**  
19   **it opened. I think you would have to refer to that**  
20   **report because I can't -- I can't say.**

21            Q           And do you have a recollection of  
22   opening boxes of pyrometric cones and having  
23   styrofoam in them?

24            **A           No.**

25            Q           Okay.

1           **A**           Up until this point right here when I  
2   **took the photographs.**

3           **Q**           That was the first time that you saw  
4   the styrofoam?

5           **A**           **Correct.**

6           **Q**           Okay. And in the photographs we  
7   were -- well, let me first ask. You described a  
8   vermiculite product. What do you understand  
9   vermiculite to be?

10          **A**           **It's that light, fluffy stuff.**

11          **Q**           Okay. And is -- in one of the boxes  
12   in Exhibit 18 (sic), can you show me the  
13   vermiculite that you are referring to as the light,  
14   fluffy stuff?

15          **A**           **In any of these pictures right here**  
16   **that you have open on your page?**

17          **Q**           Yes.

18          **A**           **Which is page?**

19          **Q**           I'm not sure which one it is. The 18  
20   boxes all laid out with styrofoam in the middle.

21          **A**           **Or the one with my hand in it with**  
22   **the glove.**

23          **Q**           Okay.

24          **A**           **Okay. You can see the cones in each**  
25   **of the photographs. They are the triangular shaped**

1     **product. The stuff that they are nested in is the**  
2     **vermiculite. And if you'll see in this bottom**  
3     **corner right here (indicating), vermiculite.**

4             Q       Okay. And how did you come to know  
5     that that is vermiculite?

6             A       **I just knew. I can't say why.**

7             Q       Okay. When you were helping your  
8     mom -- first helping your mom, would she call this  
9     packing material vermiculite?

10            A       **No.**

11            Q       What would she call it or describe it  
12     as?

13            A       **The stuff that it's in would be her**  
14     **general description.**

15            Q       Okay. Can you describe the texture?

16            A       **Soft, light, spongy if you squeeze**  
17     **it.**

18            Q       And when you say soft, meaning it's  
19     not like rocks or pebbles?

20            A       **Correct.**

21            Q       And it's soft like -- as soft as  
22     styrofoam or like packing peanuts?

23            A       **Either one of those probably. I**  
24     **mean, it's soft.**

25            Q       Okay. And would -- in looking at the

1 photograph there's different colors would you say  
2 of the package filler material? Is that what you  
3 remember growing up seeing different colors?

4 **A Yes.**

5 Q Different types of the filler  
6 material?

7 **A (Nods head.)**

8 Q Just different types, yes?

9 **A Oh, yes.**

10 Q Okay. Just making sure.

11 After you would discard or use all  
12 the cones in a box -- and I'm saying you, but I  
13 mean your -- I should say your mom. What would she  
14 do with the box once all the cones were used in it?

15 **A Just throw it away.**

16 Q Okay. Did she ever use this filler  
17 material or packaging material for any purpose?

18 **A Not to my knowledge.**

19 Q Okay. After -- or on some occasions  
20 she would dump it into a bowl to pull out the  
21 cones. Did she ever put it in a sifter or anything  
22 to be able to pull out the cones easier?

23 **A No.**

24 Q Okay. When she was done with the  
25 box, would she throw the box away?

1           **A       Yes.**

2           Q       Okay. And would she throw the filler  
3 material away?

4           **A       When she was done with all of the**  
5 **cones, yes.**

6           Q       Did she have any reason to break or  
7 cut or smash these littles pieces of filler  
8 material?

9           **A       Did she have any reason to do that?**  
10 **I would say probably not.**

11          Q       And she didn't use it for anything  
12 else or like any other form in her studio --

13          **A       No.**

14          Q       -- in any capacity for some art  
15 project that I would have no clue or knowledge of?

16          **A       No.**

17          Q       Okay. And she didn't, for example,  
18 store or save that filler packing material; is that  
19 right?

20          **A       Not to my knowledge.**

21          Q       Okay. When did your mom first -- or  
22 any point, did she come to call this filler  
23 material vermiculite?

24          **A       I don't know that she ever did.**

25          Q       Okay. Did she ever come to know



1     that, or have any understanding that there may be  
2     asbestos?

3             **A           Not that she ever told me.**

4             Q           Okay. And did you and your mom --  
5     both I should say, have an understanding that the  
6     filler material or the vermiculite was used purely  
7     just for shipping the products?

8             MR. SEALEY: Objection to foundation.

9             THE DEPONENT: That would be my  
10     assumption. I mean, it's -- yeah. That  
11     would -- that was my assumption.

12     BY MS. DRAYTON:

13             Q           Okay. Were the cones fragile?

14             **A           Could you break them if you wanted**  
15     **to? Yes. The picking them up and putting them in**  
16     **there, the basic handling of them, I never found**  
17     **them to be fragile.**

18             Q           They were like a hard clay material  
19     or hard --

20             **A           They had some strength to them.**

21             Q           Okay. But you understood that the  
22     packing or filler material was just there for  
23     shipping purposes? Is that fair?

24             MR. SEALEY: Objection to foundation.

25             You can answer.

1                   THE DEPONENT: I mean, that would be  
2                   something that -- yes, I made the assumption  
3                   that that's what it was for.

4 BY MS. DRAYTON:

5                   Q           Okay. And your mom did not use that  
6                   filler material in the kiln for any reason; is that  
7                   right?

8                   A           No.

9                   Q           Okay. So you didn't put part of the  
10                  cone with vermiculite or the filler material inside  
11                  the kiln to be able to function?

12                  A           No.

13                  Q           Okay.

14                  A           And let me say that you're talking  
15                  about not using it for anything. You know, this  
16                  stuff is very light. It's very airy. And when  
17                  you're digging in them and using them, this stuff  
18                  goes everywhere. So she may not have intended for  
19                  it to sit on the table where she had to brush it  
20                  off later or fall on the floor, but it happened  
21                  because it is something that is -- it moves well.  
22                  It moves a lot.

23                  Q           Okay.

24                  A           It spills out.

25                  Q           Is it lightweight --

1           **A       Yes.**

2           Q       -- when you say fluffy?

3           **A       Yes.**

4           Q       Is it fluffy like cotton balls, or is  
5 there another product that you would describe it  
6 as, or fluffy comparison?

7           **A       Like sawdust.**

8           Q       Okay.

9           **A       Very light. Very fluffy. A little  
10 bit harder texture I think than sawdust, but that's  
11 the only thing I can think of right now.**

12          Q       And on the boxes -- or the outside  
13 boxes, I believe, I saw one photograph that had the  
14 ceramics by Stu-doodle logo; is that right?

15          **A       Yes.**

16          Q       Was there only one box with that logo  
17 on it?

18          **A       I'm not sure. I remember I did this  
19 one, but I'm really not sure about the number.**

20          Q       Okay.

21          **A       I can't remember.**

22          Q       And if you look back at one of the  
23 photographs. I don't believe mine are in the same  
24 order, but it's all of the boxes laying out with  
25 the one in the green right in the center, but your

1 hand is not in there.

2 A Okay. I got it.

3 Q Okay.

4 A This one?

5 Q Yes.

6 And in that bottom left corner is  
7 that the one box that you took of -- you see the  
8 lid appears to have a logo or some writing on it on  
9 the bottom left corner of the photograph.

10 A Yes. That's I think -- I'm pretty  
11 sure that's the one I took a picture of.

12 Q Okay. And you took a close-up  
13 picture of that logo?

14 A I did. I did.

15 Q Okay. But do you -- you don't know  
16 of any of those other boxes have that same logo on  
17 it?

18 A There wasn't a logo of any other  
19 company.

20 Q Okay.

21 A Like I said, I don't remember if this  
22 was the only one or not, but I took that one  
23 because it was right there. So I just took that  
24 one. I tried to get as much into the photos as I  
25 could.

1           Q           Is it possible that your mom  
2   purchased the Orton cones from the Witchduck  
3   Avenue, Witchduck Lane or store that we talked  
4   about in Virginia Beach?

5           A           I really don't remember her doing  
6   that. I remember those coming from Stu-doodle.  
7   She bought a lot of molds there. She might have  
8   bought a lot of greenware there. I don't remember  
9   supplies so much.

10          Q           Okay. Do you remember -- or did any  
11   of these boxes have any instructions, directions,  
12   any paper inside the box or with the box?

13          A           No, I don't.

14          Q           Okay. Other than the labels that you  
15   were reading earlier, is that all that's with the  
16   box?

17          A           Yeah. That was on the outside of the  
18   box. That's all I recall.

19          Q           Okay. Do you have any knowledge or  
20   information that your mom ever purchased these  
21   Orton cones directly from Orton?

22          A           Not that I recall. Not that I know  
23   of.

24          Q           Okay. Did you and your mom ever have  
25   any conversations about her purchase of these cones

1 either from Stu-doodle or from the Virginia  
2 location or from anyone else?

3 **A No.**

4 Q Did your mom ever receive any  
5 supplies, tools, equipment as a gift, or from  
6 anyone else, from other ceramic artists, for  
7 example?

8 **A Not that I'm aware of.**

9 Q Okay. With respect to the cones, how  
10 often -- well, let me back up. How long would one  
11 cone last?

12 **A One firing.**

13 Q Okay. And how many cones would you  
14 use in each kiln?

15 **A I only remember using one cone per**  
16 **firing. However, I know that there are some**  
17 **applications where they would use more than one. I**  
18 **am not knowledgeable enough to explain that to you.**

19 Q Is there anyone else that's still  
20 living that your mom worked with that would know  
21 what she did and how she did it with respect to the  
22 use of the cones or kilns, how her work was done?

23 **A No.**

24 Q Okay. And one cone lasted for one  
25 kiln firing?

1           **A           One firing.**

2           Q           And then what would she do with the  
3 cone after that?

4           A           You would take them out or -- and  
5 throw them away or they would drop down to the  
6 bottom of the kiln and be there until she took it  
7 out.

8           Q           Okay. Okay. Was there a way to  
9 clean the kiln? Do you ever clean it like you  
10 clean your oven every so often?

11          A           No. There is no way to do that.

12          Q           Did she clean it or remove things  
13 like picking up the extra -- or excess cones every  
14 so often or --

15          A           Probably not.

16          Q           Okay.

17          A           I mean, you know, there's not an inch  
18 of cones down there. So let me rephrase that and  
19 say, yes, she probably picked them out, but at each  
20 firing, no.

21          Q           Okay. Can you estimate how many  
22 cones she would use each week or --

23          A           Well, if she fired on average six  
24 times a week and used both kilns, you know, she  
25 would be using 12 cones.

1           Q       And would you say she did that for  
2     the entire time she was teaching?

3           A       **I'll say that she did that more than**  
4     **not.**

5           Q       Okay. And you believe she was  
6     teaching from about sometime in the late '70s until  
7     the early '90s?

8           A       **She continued teaching into 2000s.**

9           Q       Okay.

10          A       **And she started somewhere in the**  
11     **early '70s.**

12          Q       And into 2000 is that when she  
13     started using the other art medias that you were  
14     referencing?

15          A       **She -- she began to phase out the**  
16     **ceramics, and was going into things that she**  
17     **enjoyed as far as painting and stuff at that time.**

18          Q       Okay. Did your mom ever use the  
19     pyrometric cones for any reason other than inside  
20     the kilns?

21          A       **No.**

22          Q       Are you aware that she ever used the  
23     filler material that the cones were packaged in  
24     inside the kiln for any reason?

25          A       **No.**



1           Q           Was there ever a time that she  
2   stopped using the cones inside the kiln and used  
3   another product or another method?

4           **A           No.**

5           Q           Okay. Again, I'm not familiar with  
6   art projects, but other than forming molds, is  
7   there any reason to fire the kiln, or did she use  
8   the kiln for anything else?

9           **A           No.**

10          Q           Okay. I think you've clarified that  
11   she did not do pottery type work?

12          **A           Correct.**

13          Q           Okay. Are there any other ceramic  
14   types of work that your mom did other than the  
15   bisque or the greenware or the slip material that  
16   we haven't talked about?

17          **A           No.**

18          Q           How did you come to know that this  
19   packaging filler material may contain asbestos?

20                   MR. SEALEY: I'll object to the  
21                   extent that her answer would require her to  
22                   violate any attorney/client privilege.

23                   MS. DRAYTON: Sure.

24                   MR. SEALEY: So I'll object to the  
25                   form of the question. I'd instruct you not

1 to answer that to the extent that it would  
2 violate any of our conversations that we've  
3 had. So you don't have to answer.

4 THE DEPONENT: Okay.

5 BY MS. DRAYTON:

6 Q Other than conversations with your  
7 attorney, is there any other source of information  
8 that has provided you with knowledge or information  
9 that this filler material may contain asbestos?  
10 Other than conversations with your attorney,  
11 excluding any of that.

12 A No.

13 Q Okay. Have you done any research on  
14 your own on the internet or Google searches or  
15 anything regarding vermiculite -- or I'll just ask  
16 you that, for example.

17 A No.

18 Q Have you searched -- let me ask you a  
19 different question. Do you have any knowledge or  
20 information that any other art products, supplies  
21 or tools that your mom used may have contained  
22 asbestos?

23 A No.

24 Q Have you done any research regarding  
25 any art, tools, equipment products that your mom

1 may have used and whether they contained asbestos?

2 **A No.**

3 Q And I know I've asked you a lot of  
4 different questions about the products. And,  
5 again, I'm not as familiar with those. We talked  
6 about the slip, and the porcelain it's more pinkish  
7 in color. Is there any other type of powder type  
8 product that your mom used in any form for any art  
9 process that she was involved in?

10 **A Not that I can think of.**

11 Q Okay. Did she ever use any clay in a  
12 powder form that she would mix herself or in some  
13 way?

14 **A No.**

15 Q Okay. Did she ever do any soldering?

16 **A No.**

17 Q Okay. And by soldering, I don't mean  
18 in terms of larger -- you know, heavy equipment,  
19 but smaller such as jewelry, work with soldering?

20 **A No, she didn't do any of that.**

21 Q Okay. Or finer, smaller art pieces?

22 **A No.**

23 Q You referenced the porcelain. The  
24 cameos she would make --

25 **A Right. Right.**

1           Q       -- and put a chain on. Did she ever  
2 attach those, or how would she attach the medal?

3           A       **When it was in it's the greenware**  
4 **stage and soft, she'd punch a little hole in it so**  
5 **a chain would go through it.**

6           Q       Okay. Do you know if any of the  
7 products or materials in the studio that's there  
8 currently contained any talc?

9           A       **No.**

10          Q       Okay. And you hesitated. Have you  
11 specifically looked in the studio to see --

12          A       **That's what I was trying to run**  
13 **through my head and think. No, I don't see -- I**  
14 **haven't seen any of that. So no.**

15          Q       Okay. Do you know if -- this is a  
16 little bit different question, if over her career  
17 as an art teacher if she used any products that  
18 contained talc, products or materials, tools?

19          A       **Not that I can recall, no.**

20          Q       Okay. And I believe I've asked you,  
21 but you're not aware that any products in the  
22 studio -- anything other than the Orton cones have  
23 been tested for asbestos?

24          A       **No.**

25          Q       And you're not aware that any of

1     those products have been tested for any other  
2     product or material?

3             **A           No.**

4             Q           Okay. Do you know if any of the  
5     glazes or stains or paints that your mom used  
6     contained talc?

7             **A           No, I'm not.**

8             Q           And I know in terms of the paints you  
9     referenced the two -- or the paints, the glazes and  
10    the stains, I think you put all those in the same  
11    category. You referenced the two different types,  
12    the Duran and there was another type?

13            **A           Gare, G-a-r-e. And Duncan.**

14            Q           Duncan?

15            **A           Not Duran. Duncan.**

16            Q           Okay. I'm sorry.

17            **A           Those are the two that I can recall.**

18            Q           Okay.

19            **A           And there's lot of others. I am just**  
20    **saying those are the two that I recall.**

21            Q           Okay. And are there any -- that was  
22    my question. Was there any others that you can  
23    remember any of their names, types or labels?

24            **A           No.**

25            Q           I know you said your mom did not do

1 any of the soldering type work with jewelry or  
2 otherwise. Maybe a little bit different of a  
3 process, but casting. Are you familiar with that?

4 **A Yes. I am. And I know she didn't do**  
5 **any of that.**

6 **Q** Okay. How often would your mom clean  
7 the studio either at the Route 4 address or the  
8 Afton Farms address?

9 **A When she had to.**

10 **Q** Okay.

11 **A That's my best answer, when she had**  
12 **to.**

13 **Q** Okay.

14 **A When it was bad enough that something**  
15 **needed to be done.**

16 **Q** Okay. And do I take that to mean  
17 that that's like most of us cleaning is not -- was  
18 not one of her favorite things to do?

19 **A Correct.**

20 **Q** Okay. And how would she go -- what  
21 would she clean?

22 **A If she needed to say wipe off a**  
23 **shelf, she'd probably use her hands and brush it**  
24 **into the floor. If she had some of the cones and**  
25 **vermiculite on a tray, she probably dumped it into**

1 the trash and wiped it out off with her hand. You  
2 know, would kind of dust off her hands and move on.  
3 If there was enough accumulation on the floor,  
4 sweep it up. And when I say sweep it up, she just  
5 had one of those little -- little small hand dust  
6 pan that she would sweep into. You know, so pretty  
7 much close contact with her with the product on the  
8 floor and then dump it in the trashcan.

9 Q Okay. Would she do anything else to  
10 clean up or clean the work space generally?

11 A No. No.

12 Q Okay.

13 A Not here in this work room or in that  
14 back room at the other place.

15 Q Okay.

16 A Now, where people worked, that was a  
17 little different. She kept that a little neater.

18 Q The actual classrooms?

19 A Correct.

20 Q Okay. And by a little bit neater,  
21 what do you mean by that?

22 A I mean, she kept papers on the tables  
23 and, you know, when they got soiled or whatnot with  
24 enough paint, she'd tear that off and put a new one  
25 on. That kind of stuff.

1           Q       Okay. Did she ever mop the classroom  
2 or the mold room?

3           **A       No.**

4           Q       Okay. Did she ever -- I'm not really  
5 sure how, but vacuum either in the classroom or the  
6 mold room?

7           **A       I would say probably not. Not to my**  
8 **knowledge anyway.**

9           Q       Just sweeping, for example?

10          **A       (Nods head.)**

11          Q       Okay. Do you know how much the Orton  
12 cones cost?

13          **A       Not a clue.**

14          Q       Okay. Did she ever talk to you about  
15 if she preferred the Orton cones? If she tried  
16 other products?

17          **A       No.**

18          Q       Okay. Did she ever talk about  
19 whether she was pleased with the product, or if she  
20 wishes there was a different product to use?

21          **A       No.**

22          Q       No conversations whatsoever?

23          **A       No. She just used them.**

24          Q       Okay. Was there ever any type of  
25 logo or information on the boxes that indicated the



1 filler material in the Orton boxes was not from  
2 Orton?

3 **A Not that I'm aware of.**

4 Q Okay. And your mom never saved the  
5 packaging or filler material, as I'm calling it,  
6 for any reason?

7 **A No.**

8 Q Okay. And as far as you were  
9 concerned the filler material was just used for  
10 purposes of shipping or packaging the cones?

11 MR. SEALEY: Objection to foundation.

12 You can answer.

13 THE DEPONENT: I can answer?

14 MR. SEALEY: Sure.

15 THE DEPONENT: Okay. To my  
16 knowledge, I mean, that was -- that was  
17 looking in the box and you see the cones,  
18 and you see the other stuff and you make an  
19 assumption that that's packing material.  
20 That's the assumption that I made.

21 BY MS. DRAYTON:

22 Q Okay. And it was your understanding  
23 that your mom was purchasing the Orton cones for  
24 the use in the kilns. She wasn't purchasing the  
25 filler material. Is that fair to say?

1           **A**           **She was using the cones in the kiln.**  
2   **She did not use the filler material for anything**  
3   **else.**

4           **Q**           **Okay. And the filler material was**  
5   **just there for purposes of packaging those cones?**

6           **A**           **That's my assumption.**

7           **Q**           **Okay. When your mom was first**  
8   **diagnosed with mesothelioma, were you present with**  
9   **her --**

10          **A**           **Yes.**

11          **Q**           **-- on those doctor visits?**

12          **A**           **Yes.**

13          **Q**           **Okay. And how did the doctors**  
14   **describe to you that she had this diagnosis?**

15          **A**           **Just said that the test results came**  
16   **back and that she had mesothelioma.**

17          **Q**           **Okay. Either prior to that**  
18   **appointment with the diagnosis, had any doctors**  
19   **asked her about any contact that she had had with**  
20   **asbestos?**

21          **A**           **Yes.**

22          **Q**           **Okay.**

23          **A**           **That surgeon.**

24          **Q**           **Okay. And that surgeon being the**  
25   **thoracic surgeon in Chesapeake?**

1           **A**       **Yes. Yes.**

2           **Q**       Okay. And were you present for that  
3 conversation?

4           **A**       **Yes.**

5           **Q**       Can you tell me about that  
6 appointment and conversation?

7           **A**       **It was her first appointment, and it**  
8 **was the referral from Elizabeth City. And she was**  
9 **asking -- trying to get a general history of, you**  
10 **know, how she was feeling, what her symptoms were.**  
11 **She asked questions like what she did. Those kinds**  
12 **of things. You know, that she painted. Other than**  
13 **that she did ask whether or not she had been**  
14 **exposed to asbestos, and she was, you know, not**  
15 **that she was aware of, didn't think so, wasn't**  
16 **sure.**

17          **Q**       Okay. And that's how your mom  
18 responded to the thoracic surgeon --

19          **A**       **Correct.**

20          **Q**       -- that she wasn't sure if she had  
21 ever been exposed to asbestos?

22          **A**       **Correct.**

23          **Q**       Did your mom ever give any indication  
24 of ways that she had possibly been exposed to  
25 asbestos?

1           **A**           That conversation of asking from the  
2   thoracic surgeon. Mom's response. That was the  
3   end. It did not go into anything else.

4           Q           Okay.

5           **A**           There was no elaboration.

6           Q           Okay. And at that time prior to the  
7   diagnosis, did your mom indicate any places or  
8   manners in which she had been exposed to asbestos?

9           **A**           No.

10          Q           Did the doctor go into a detailed  
11   work history or background about specific to  
12   asbestos?

13          **A**           No.

14          Q           Okay. And then she had testing  
15   performed?

16          **A**           She did the surgery.

17          Q           With the tissue samples?

18          **A**           Right.

19          Q           And is it your understanding that  
20   tissues samples were made at that point, or that  
21   the doctor -- the surgeon obtained tissue samples?

22          **A**           My understanding is that during the  
23   course of the surgery, she took samples. She took  
24   samples.

25          Q           Okay.

1           A           Exactly what those samples were of, I  
2   can't tell you. Tissue. Fluid. I don't know.

3           Q           Okay.

4           A           She said she took samples and that  
5   they would be sent off to the lab, and she would  
6   get back with me. That was the conversation  
7   directly after the surgery. And she was up there  
8   for -- I don't know, four or five days, six days.  
9   I don't remember the exact number. And sometime, a  
10   day or so later, Dr. Skaryak came back and said  
11   it's mesothelioma.

12          Q           Okay. And at that point, did you  
13   have a conversation -- or were you present for a  
14   conversation that your mom had with Dr. Skaryak  
15   about asbestos exposure?

16          A           The conversation was, this is what  
17   you have, and it is caused by asbestos exposure.  
18   And that's pretty much it.

19          Q           Okay. At that point, did your mom  
20   have any indication or further thoughts on where or  
21   how she could have been exposed to asbestos?

22          A           She did not say, and I did not ask.  
23   She did not want to talk about it. She was upset.  
24   So we didn't go there.

25          Q           Okay. At any point later, did you

1 discuss with your mom where or how she may have  
2 been exposed --

3           **A**           **No, I did not.**

4           **Q**           I am just going to finish my  
5 question. Exposed to asbestos --

6           **A**           **No.**

7           **Q**           -- in any location or any manner?

8           **A**           **Nope.**

9           **Q**           Okay.

10          **A**           **Nope. We did not. At that point we**  
11 **were concerned solely with trying to --**

12          **Q**           Treatment and care?

13          **A**           **-- make her as comfortable as**  
14 **possible.**

15          **Q**           Sure.

16                       Did your mom prior to this  
17 appointment or this diagnosis, was she aware of  
18 mesothelioma? What it was?

19          **A**           **I don't know what she would -- I**  
20 **don't know if she was aware of mesothelioma.**

21          **Q**           Okay.

22          **A**           **Of course, we all see the TV**  
23 **commercials, and she watches TV. You know, was she**  
24 **aware of it? Beyond that, I do not know. I can't**  
25 **answer that question.**

1           Q           Okay. Do you know if she was -- had  
2 any frame of reference of asbestos? What it was or  
3 any possible dangers associated with asbestos prior  
4 to this period of time with her diagnosis?

5           A           Again, from -- except from watching  
6 TV, I don't know that if she would have had any  
7 reason to have had any knowledge of that.

8           Q           Okay. Do you know if she had any  
9 friends or family members that had the same  
10 diagnosis?

11          A           Not to my knowledge.

12          Q           When did you first become aware of  
13 any dangers or hazards associated with asbestos?

14          A           I taught science for 30 years. So my  
15 knowledge of the dangers of asbestos goes back long  
16 before her being diagnosed because of what I did  
17 because that's what I taught. You would teach  
18 about it in biological science, and you would teach  
19 about as well as in environmental science. So  
20 yeah.

21          Q           So you -- in school, did you study  
22 about asbestos or have classes or just learned  
23 generally about it?

24          A           Just general knowledge.

25          Q           Okay. Did you and your mom ever have

1 conversations before this diagnosis about asbestos?

2 **A No.**

3 Q Okay. Or any products that asbestos  
4 may be found in?

5 **A No.**

6 Q Okay. Did you ever have any  
7 conversations with your mom about these actual  
8 cones containing any type of asbestos?

9 **A No.**

10 Q Okay. Did you come to learn that the  
11 filler material may contain trace amount of  
12 asbestos after she passed away?

13 MR. SEALEY: I'll object to the  
14 question in terms of her answer would  
15 require her to infringe on any  
16 attorney/client privilege.

17 BY MS. DRAYTON:

18 Q In terms of -- I was asking about it  
19 in terms of timing. When you first learned -- not  
20 the source or who you learned it from, but -- and I  
21 don't know what the frame of reference is in terms  
22 of if the diagnosis, I think you said March of  
23 2016.

24 **A Uh-huh.**

25 Q Did you come to learn about



1 vermiculite and possible asbestos in vermiculite  
2 before or after that?

3 **A I will say after that.**

4 Q Okay. And was that before or after  
5 your mom passed away?

6 **A After.**

7 Q Okay. Did your mom take any  
8 continuing education classes with regard to  
9 ceramics?

10 **A No.**

11 Q So she would not go annually to any  
12 seminars or --

13 **A No.**

14 Q -- group classes?

15 **A No. No.**

16 Q I want to generally ask you about --  
17 I know Drew has already asked you some, in terms of  
18 your mom's health prior to this diagnosis. And  
19 I've got some of her medical records maybe to make  
20 this easier, but did she have any significant or  
21 general health diagnosis such as diabetes, high  
22 blood pressure?

23 **A She took medication for high blood**  
24 **pressure.**

25 Q Okay.

1           **A**           She took medication for her thyroid.  
2   She took medication for anxieties. So she was  
3   taking medication for those, and, of course, those  
4   were issues. She had some problems with gout.

5           **Q**           When you say she had problems with  
6   gout, had she ever been hospitalized --

7           **A**           No.

8           **Q**           -- for gout or treatment for gout?

9           **A**           No. No.

10          **Q**           Okay. Did she take regular  
11   meditation for gout?

12          **A**           If she had flare ups, but every day,  
13   no.

14          **Q**           Okay. And she had hyperthyroid or  
15   hypothyroid? She took thyroid medication?

16          **A**           It was thyroid.

17          **Q**           Okay.

18          **A**           And I can't tell you whether it was  
19   hyper or hypo.

20          **Q**           Sure. I don't know the difference  
21   there either.

22                       I am just looking at the medical  
23   records. Chronic kidney disease?

24          **A**           That goes along with the gout.

25          **Q**           Okay. And how long would you say she

1 had both if they go hand and hand, the gout and the  
2 chronic kidney disease? Was that five or ten  
3 years?

4 **A I would say maybe five and that's**  
5 **based on how long I think she went to the**  
6 **nephrologist.**

7 Q Okay. And I know you mentioned COPD?

8 **A Yes.**

9 Q When was she first diagnosed with  
10 COPD?

11 **A When she first went to the**  
12 **pulmonologist at the beginning of this saga in the**  
13 **spring of 2015.**

14 Q Okay. But prior to the spring of  
15 2015, she'd never been treated --

16 **A No.**

17 Q -- for COPD?

18 **A Not to my knowledge.**

19 Q And who was her general doctor?

20 **A Dr. Steven Manuli.**

21 Q And is he here in Elizabeth City?

22 **A Yes, he is.**

23 Q Okay. And how long has she been  
24 seeing Dr. Manuli approximately? Would you say ten  
25 years or more than ten years?

1           **A**           **Either him or his PA probably ten**  
2   **years at least.**

3           **Q**           I am going to ask you about some  
4   other types of diagnosis, and if you will just  
5   generally let me know if you're aware if she had  
6   been diagnosed with any of these conditions.  
7   Asthma?

8           **A**           **No.**

9           **Q**           Did she have -- in the last 10 to 20  
10   years, had she ever been prescribed an inhaler for  
11   any reason?

12           **A**           **Yes. When we first went to the**  
13   **pulmonologist and he made the COPD diagnosis, and**  
14   **he put her on oxygen. He gave her an inhaler from**  
15   **the office. I do not know what brand it was, but**  
16   **it made her feel strange, and she didn't want to**  
17   **take it. So I contacted them, and they said fine,**  
18   **you know, she wasn't -- she really didn't need it.**  
19   **He was just giving it to her to see if it helped**  
20   **her at all.**

21           **Q**           Okay.

22           **A**           **The one and only time.**

23           **Q**           Okay. Emphysema?

24           **A**           **No.**

25           **Q**           Tuberculosis?

1           **A       No.**

2           **Q       Bronchitis?**

3           **A       I'm not sure about that.**

4           **Q       And that is something she would**  
5     have -- probably would have seen her general  
6     physician for that?

7           **A       Yeah. I mean, if you're talking**  
8     about getting a bad cold and coughing and that kind  
9     of bronchitis then.

10          **Q       Pneumonia?**

11          **A       Not that I'm aware of.**

12          **Q       Was she ever hospitalized, for**  
13     example, for pneumonia?

14          **A       Not that I'm aware of.**

15          **Q       Okay. Allergies of any type?**

16          **A       Not that I'm aware of.**

17          **Q       She wasn't diabetic; is that right?**

18          **A       Correct.**

19          **Q       Pleurisy?**

20          **A       Only after the diagnosis when the**  
21     pulmonologist pulled -- did the pleural effusion.  
22     That's the same thing you're talking about, right?

23          **Q       Well, it could be an actual**  
24     condition.

25          **A       Then she did not have that condition.**

1           Q       Okay. So sort of like pneumonia it  
2   could be diagnosed with just a chest X-ray, for  
3   example?

4           A       **Not to my knowledge.**

5           Q       Okay. Had she ever had any broken  
6   ribs?

7           A       **No.**

8           Q       Okay. And any heart problems?

9           A       **She had high blood pressure.**

10          Q       Right. But she took medication for  
11   it.

12                   In the last -- I'm just going to  
13   generally say 10 to 20 years, had she been  
14   hospitalized overnight or with any significant --

15          A       **She had her gallbladder removed.**

16          Q       Okay. Anything else?

17          A       **No.**

18          Q       Okay. Had she ever been diagnosed  
19   with any other type of cancer?

20          A       **No.**

21          Q       Any type like, breast cancer, ovarian  
22   cancer?

23          A       **No.**

24          Q       In the last 10 to 20 years had your  
25   mom ever been involved any motor vehicle accidents

1 either as a driver, passenger, pedestrian,  
2 bicyclist, motorcyclist?

3 **A No.**

4 Q Okay. Had she been a party to a  
5 lawsuit other than divorce proceeding or an estate  
6 proceeding either as a plaintiff or a defendant?

7 **A No.**

8 Q Okay. And I don't know if this would  
9 apply, but has she ever filed a workers'  
10 compensation claim?

11 **A No.**

12 Q Do you know if she or you have filed  
13 any claims of any bankruptcy trust relating to her  
14 diagnosis of mesothelioma?

15 **A No.**

16 Q Are you aware of any other potential  
17 exposures to asbestos that your mom may have  
18 encountered that we haven't talked about?

19 **A Other than the Orton cones, no.**

20 Q Okay. I did not ask with respect to  
21 the Afton -- the Afton Farms location, the current  
22 location. Is that building insulated?

23 **A That building is insulated.**

24 Q Okay. And does it have an HVAC  
25 system or any type of heating or air?

1           **A**           It has propane heaters.

2           **Q**           Okay.

3           **A**           No propane heater in the pouring room  
4 or the mold room. There's one propane heater in  
5 the classroom. One propane heater in the office.  
6 One air-conditioner in the office, a wall unit.  
7 And one wall unit air-conditioner in the classroom.  
8 Nothing in the pouring room.

9           **Q**           Okay. And the AC unit, the wall  
10 unit, you mean it's actually like an  
11 air-conditioner that sits in the window, for  
12 example --

13          **A**           Yes.

14          **Q**           -- and blows exhaust out or pulls the  
15 warm air out and air conditions the room?

16          **A**           Yes.

17          **Q**           Okay. In the Afton Farms location,  
18 is there any type of ventilation other than the  
19 air-conditioning units or any ventilation units of  
20 any type?

21          **A**           No.

22          **Q**           And no exhaust units of any type?

23          **A**           No.

24          **Q**           Okay. I have not generally asked  
25 you -- and I'm not going into a lot of details in



1 terms of your general history, but I know you were  
2 married around the age of 18 when you moved out; is  
3 that right?

4 **A Uh-huh. Yes.**

5 Q And I'm with you. I'm agreeing right  
6 here with you.

7 Have you only been married once?

8 **A Yes.**

9 Q And what is his name?

10 **A Reginald Lee Cahoon.**

11 Q Okay. And how many children do you  
12 have?

13 **A One.**

14 Q Okay. And Kevin; is that right?

15 **A Nick.**

16 Q Nick. I'm sorry.

17 And how old is Nick?

18 **A Nick is 36. Born in '82. Somebody  
19 do the math.**

20 Q Okay. And at any point did you and  
21 your husband live in the same home with your mom?

22 **A Yes.**

23 Q And when was that?

24 **A That was in the seven years that we  
25 were remodelling the old farmhouse.**

1           Q           And where were you living together?  
2   What address?

3           **A           At the Weeksville Road address.**

4           Q           And that's different than -- oh,  
5   that's the same as the Route 4?

6           **A           Yeah. Yeah. Sorry. That's the**  
7   **Route 4 address.**

8           Q           Okay. And was that before or after  
9   your son was born?

10          **A           After.**

11          Q           Okay. And do you remember about when  
12   that was?

13          **A           That was probably a year. So**  
14   **probably somewhere around '83. That was the reason**  
15   **we moved in because we lived in a trailer. And if**  
16   **you've ever lived in a trailer, then you know it's**  
17   **got a furnace in there. The furnace happened to be**  
18   **between our bedroom and his bedroom and that was an**  
19   **unsafe situation for us.**

20          Q           Okay. And so you remodeled the old  
21   farmhouse where your grandparents lived?

22          **A           Well, I don't think my grandparents**  
23   **ever lived there.**

24          Q           Okay. But that's where they had the  
25   horse farm?

1           **A       Correct.**

2           Q       Okay. And did you do the remodeling  
3 work yourself?

4           **A       We did.**

5           Q       Okay. Was that just you and your  
6 husband or --

7           **A       Pretty much. That's why it took 7**  
8 **years.**

9           Q       Okay. And what type of remodeling or  
10 renovation, or what work did you do on the house?

11          **A       Basically went from scratch and put**  
12 **it all back together.**

13          Q       How old was the home, the old  
14 farmhouse?

15          **A       Old farmhouse, probably 100 years**  
16 **old.**

17          Q       Okay. And so did you take down all  
18 the walls and restructured walls?

19          **A       Yes.**

20          Q       Plumbing? Electrical? You did all  
21 of that?

22          **A       Yes.**

23          Q       Okay. Did your mom assist with any  
24 of that?

25          **A       Oh, no.**

1           Q       I just had to ask.

2                   And other than that seven-year  
3 period, did you all live together?

4           A       After we finished our home, it was  
5 about a year later that she decided she was selling  
6 the Route 4, Weeksville Road home, and moved in  
7 with us for approximately a year to a year and a  
8 half while Reggie built her home next door to our  
9 farmhouse at Afton Farms.

10          Q       And he built that home, I believe,  
11 you said from the ground up, from scratch?

12          A       Correct.

13          Q       Let me get back to the farmhouse.  
14 How large of a house is this before you remodeled?  
15 Was it three bedrooms or how --

16          A       We didn't change the size of the  
17 house.

18          Q       Okay.

19          A       We just fixed up the inside. And it  
20 is three bedrooms and a bath upstairs, and  
21 basically a living room, kitchen and a half bath  
22 downstairs. I can't tell you the square footage.  
23 I don't know.

24          Q       Okay. You said three bedrooms and  
25 two bath upstairs?

1           **A**           **Uh-huh.**

2           **Q**           And then living room, kitchen. Any  
3 bedroom downstairs?

4           **A**           **Right.**

5           **Q**           Or no bedroom downstairs?

6           **A**           **No.**

7           **Q**           Okay. Did you remodel any other  
8 structures at the farm, the barn, or any other  
9 buildings?

10          **A**           **No.**

11          **Q**           Okay. The large storage unit where  
12 her studio is, how far away is that from the  
13 farmhouse?

14          **A**           **It is in between the two houses, and**  
15 **it's probably -- like across the parking lot of**  
16 **this motel. I mean, it's -- I'm really bad with**  
17 **trying to give --**

18          **Q**           Less than a football field?

19          **A**           **Yeah. That will work.**

20          **Q**           Okay. And her home, what was the  
21 size of her home on the farm? Was it two bedrooms?

22          **A**           **It has an upstairs loft that has a**  
23 **bedroom and a walk-in closet and a bath. And**  
24 **downstairs there's a bedroom, a living room, a**  
25 **kitchen and a smaller room that was her computer**

1     **room.**

2             Q       Okay.  And what does your husband do  
3     for a living?

4             A       **My husband is a general contractor.**

5             Q       Okay.  And how long has he been a  
6     general contractor?

7             A       **When he actually got his license, I'd**  
8     **have to go back and look at that, but he's been**  
9     **working construction building homes on the Outer**  
10    **Banks and in Elizabeth City since he got back from**  
11    **Vietnam.**

12            Q       Okay.  So late '70s or mid to late  
13    '70s at that point?

14            A       **Yes -- well, no.  We got married in**  
15    **'77.**

16            Q       Okay.

17            A       **So back it up to may be '72, '73.**

18            Q       Okay.  So you did have some knowledge  
19    of what you were getting yourself into with the  
20    remodel, right?

21            A       **Yes.**

22            Q       He knew what he was doing.

23                    Did your son or your husband ever  
24    work with your mom in ceramics?

25            A       **Nick would help every now and then,**

1     but not -- I mean, just like, hey, Nick, come move  
2     this mold from here to there for me.

3             Q       He never did the molding or the  
4     pouring of the molds?

5             A       No.

6             Q       Did he do any firing with the kilns?

7             A       No.

8             Q       Okay. I really think I'm almost done  
9     here.

10            Is your husband a smoker?

11            MR. SEALEY: Objection. Relevance.

12            Go ahead.

13            THE DEPONENT: He was.

14     BY MS. DRAYTON:

15            Q       Okay. How long did he smoke?

16            A       Probably until Nick was born. So we  
17     got married in '77 to '82.

18            Q       Okay. And do you smoke?

19            A       I smoked during that same period, but  
20     when I got pregnant, I quit.

21            Q       Okay. Okay. Can you think of any  
22     place your mom may have been exposed to asbestos  
23     that we have not discussed?

24            A       No. I cannot.

25            Q       Okay. Is that anything that you had

1 conversation with her about?

2           **A**           We did not discuss the past with this  
3 diagnosis because it was -- it didn't matter. She  
4 already had it. So we did not discuss that. She  
5 didn't want to discuss it. She didn't want to talk  
6 about its finality. So we didn't. We honored  
7 those wishes.

8           **Q**           Okay. And did she ever give you any  
9 suggestion of any other way that she could have  
10 been exposed to asbestos?

11           **A**           We didn't discuss it.

12           **Q**           And I know I've asked you about --  
13 well, let me ask a different question. Are there  
14 any other products that you're aware that she could  
15 have used not just in art, but in hobby and  
16 prior --

17           **A**           No.

18                       MR. SEALEY: Let her ask the  
19 question.

20 BY MS. DRAYTON:

21           **Q**           That she could have -- any other  
22 products that she may have used that contained  
23 asbestos that we haven't discussed?

24           **A**           No.

25           **Q**           And I know you were a teacher for 30



1     years. Did you teach high school science?

2             **A       Junior high.**

3             Q       Junior high science.

4                     Okay. And did you have any hobbies,  
5     part-time jobs outside of the home?

6             **A       Other than my horses, no.**

7             Q       Is a full-time job, I think, as well.

8                     Have you ever used any products that  
9     contained asbestos?

10                    THE DEPONENT: Not that I know of.

11                    MR. SEALEY: Object to foundation.

12                    THE DEPONENT: I mean, this,  
13                    obviously, I used, but it wasn't to my  
14                    knowledge.

15     BY MS. DRAYTON:

16             Q       Okay. Did your mom undergo any  
17     radiation or chemotherapy?

18             **A       No.**

19             Q       Okay. After the initial diagnosis,  
20     did she immediately make a decision to just have  
21     palliative care, or I don't know how you would  
22     describe that.

23             **A       Basically palliative care because,**  
24     **you know, it was only four months later that she**  
25     **passed away. She didn't have the strength.**

1           Q           Okay. Did the doctor -- the thoracic  
2 surgeon in Chesapeake recommend any radiation or  
3 other further treatments or any type?

4           A           **No, she did not.**

5           MS. DRAYTON: Okay. I'm just going  
6 to go through this for one more minute, and  
7 I believe I'm almost done.

8           Drew, do you have any questions?

9           MR. SEALEY: Three questions.

10          MS. DRAYTON: Okay. And I'll let you  
11 go ahead to save time here.

12          MR. SEALEY: Okay. I just was going  
13 to refer back to this Exhibit 3.

14          MS. DRAYTON: Oh, sure.

15                       EXAMINATION

16 BY MR. SEALEY:

17          Q           Karen, as we discussed, you saw this  
18 report here, which is marked as Exhibit 3 prior  
19 today's deposition, correct?

20          A           **Yes.**

21          Q           And can you read that specific line  
22 of what the report says?

23          A           **It says, "Analysis of vermiculite  
24 packing material of Orton Pyrometric Cones."**

25          Q           So, if nothing else, this report

1 provided you the information that these cones were,  
2 in fact, packaged in vermiculite packing material;  
3 is that correct?

4 **A Yes.**

5 Q Okay. Could you turn to page 29 of  
6 this report?

7 **A Okay.**

8 Q And could you read what it says next  
9 to figure 43? The words --

10 **A Right here?**

11 Q Yeah.

12 **A "Representative PLM micrographs of**  
13 **amphibole asbestos fibers detected in the**  
14 **vermiculite packaging from Orton Pyrometric Cones**  
15 **boxes."**

16 Q So this report right here provided  
17 you the information that that vermiculite -- well,  
18 first of all, that that material that these cones  
19 were packaged in was, in fact, vermiculite?

20 **A Yes.**

21 Q And, second of all, that that  
22 vermiculite material was asbestos-containing; is  
23 that correct?

24 **A Yes.**

25 MR. SEALEY: That's all I've got.

1 EXAMINATION

2 BY MS. DRAYTON:

3 Q I just have one or two more.

4 A Okay.

5 Q When using the kilns, other than the  
6 product or the mold itself and the cones, was  
7 anything else placed inside the kiln when it was  
8 being fired?

9 A The shelves that things sat on.

10 Q Okay. Would they go on a tray of any  
11 type?

12 A No. There were -- there were shelves  
13 that could handle that heat.

14 Q Okay.

15 A I don't know what they're made out  
16 of.

17 Q Okay. I was just going to ask you.  
18 Is it medal shelves like in your oven or --

19 A No, they were not medal.

20 Q Okay. Was it some type of board? I  
21 am going to say millboard, but that's not like a  
22 wood board because, obviously, that would burn up.  
23 Can you describe it in some way?

24 A I guess it was kind of like the fired  
25 pieces, like the bisque.

1 Q Okay.

2 A They were shelves.

3 Q Okay. Like a concrete type material?

4 Cement maybe?

5 A I don't think it was cement.

6 Q Okay. The shelves were they the same

7 type of brick product inside -- that was -- that

8 lined the kiln?

9 A No. No.

10 Q Okay. Okay. Was inside of the kiln

11 dusty?

12 A Not really, no.

13 Q Okay. What color was it?

14 A It's a light color.

15 Q Okay. And are they both the same

16 color?

17 A I believe so.

18 Q Okay. And by light, do you mean like

19 light brown, light pink? I'm thinking brick, or

20 you described it as brick, like a reddish tone

21 or --

22 A No. There was no reddish tone to it.

23 Q Okay.

24 A It was more of a like a creamish

25 color.

1 MS. DRAYTON: Okay. I think those  
2 are all the questions I have.

3 THE DEPONENT: Okay.

4 EXAMINATION

5 BY MR. SEALEY:

6 Q I'm sorry, I lied. I did have one.

7 A Okay.

8 Q I wanted to try and clarify  
9 something.

10 A Okay.

11 Q When we were talking about the use of  
12 Orton Pyrometric Cones and the firing of the kilns,  
13 you talked about having kind of a prong, that the  
14 cone would sit on two prongs and there was a lever  
15 that would sit on the cone itself; is that correct?

16 A Correct.

17 Q And so when the cone would melt, it  
18 would cause this lever to fall to the point where  
19 it would shut off the kiln and let you know it was  
20 ready to --

21 A Correct.

22 Q -- place -- you were ready to place  
23 the molds inside of it, correct?

24 A Correct.

25 Q And I just wanted to clarify. You

1     talked about it in some instances the kiln running  
2     for 24 hours, or you might have these molds in the  
3     kiln for 24 hours. It didn't take the kiln 24  
4     hours to heat up though?

5           **A**       **No, it did not.**

6           **Q**       Okay. That's -- I just -- I think it  
7     came out in our discussion -- in your discussion  
8     with Amy earlier and I wanted to make -- it only  
9     took it -- well, how long did it take?

10          **A**       **I cannot -- I cannot tell you how**  
11     **long it would take. All I can say is that, you**  
12     **know, when you got the cones set in there and you**  
13     **closed lid, pushed the button for it to start, it**  
14     **would begin what they refer to as ramping up.**

15          **Q**       Okay.

16          **A**       **The temperature would begin to climb.**

17          **Q**       Okay.

18          **A**       **And when it would get to the**  
19     **temperature that that cone would melt or change**  
20     **shape that caused that lever to go down, then it**  
21     **would begin to ramp itself down.**

22          **Q**       Okay.

23          **A**       **So it would begin to cool off.**

24          **Q**       Okay.

25          **A**       **So that ramping up and that cooling**

1     down process -- particularly the cooling down,  
2     happens at its own rate because if you introduce  
3     cold air into it, then your pieces would be  
4     cracking. So you can't be lifting stuff up.

5             Q           Okay. And I guess the last question  
6     I have is, the only conversation that you were ever  
7     involved in with your mother that pertained to  
8     asbestos was when her doctor asked her if she knew  
9     if she was ever exposed, and she said she was not  
10    aware; is that correct?

11            A           That is correct.

12                       MR. SEALEY: Okay. That's it.

13                       MS. DRAYTON: That's all I have.

14

15                       (Concluded at 1:32 p.m.)

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## 1 C E R T I F I C A T E

2

3 COMMONWEALTH OF VIRGINIA

4 CITY OF ELIZABETH CITY, to wit:

5

6 I, Cherrylynn O. Gerardo, a Notary Public  
7 for the Commonwealth of Virginia at Large, do  
8 hereby certify that the foregoing deposition of  
9 Karen Cahoon was duly taken and sworn to before me  
10 at the time and place set out in the caption  
11 hereto.

12 Further, that the transcript is, to the best  
13 of my ability, a true and correct record of the  
14 proceedings, and that there were three exhibits  
15 marked by me during the taking hereof.

16 Given under my hand this 7th day of  
17 December, 2018.

18

19

20

  
-----  
Cherrylynn O. Gerardo

21

22

23

24 My Commission Expires: January 31, 2020

25 Notary Registration No.: 7092829

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